

BOARD FOR CONTRACTORS BOARD MEETING

MINUTES

The Board for Contractors met on Tuesday, June 5, 2007 at the Department of Professional and Occupational Regulation (DPOR), 3600 West Broad Street, Richmond, Virginia. The members indicated below were present. Each of the other members present was qualified to vote, except where a specific reason for disqualification is stated. There are 13 members on this board, in which seven constitutes a quorum pursuant to §54.1-1102.

Mark Kinser, Chairman
Jack Miller
Ken Hart
Robert M Kirby
Ann Rackas Pate
Dorothy Wood
Deborah Tomlin
Michael Redifer
Jeffrey Modisett
Mark Cronin

Board Member absent from the meeting was: Wyatt Walton, Anthony Orange and Troy Smith.

Staff members present for all or part of the meeting were:

Jay W. DeBoer, Director
Eric L. Olson, Executive Director
Karen O'Neal, Deputy Director, LRD
Steven Jack, Assistant Attorney General
Karen Kenney, Administrative Assistant
Sheila Watkins, Administrative Assistant
Joe Haughwout, Legal Assistant
Earlyne Perkins, Legal Analyst
Victoria Traylor, Legal Analyst
Nick Christner, Deputy Director, CID
Bonnie Rhea Adams, Director, CAR
Jennifer Kazzie, Asst. Director, Adjudication
Sheon Rose, Asst. Director, Investigations
Kimberly Robinson, Legal Assistant

Chairman Mark Kinser called the meeting to order at 9:05 a.m. and declared a Quorum of board members was in attendance.

**Call
To Order**

A motion was made by Mrs. Wood and seconded by Mr. Modisett to approve the agenda as written. The motion passed unanimously. Members voting "Yes" were: Wood, Kirby, Modisett, Kinser, Redifer, Hart and Rackas Pate.

**Approval of
the Agenda**

Miller, Cronin and Tomlin hadn't arrived yet. Walton, Orange and Smith were absent.

Ms. Wood moved to approve the following minutes as submitted from the:

**Approval of
Minutes**

April 24, 2007, Board for Contractor Meeting
March 29, 2007 Informal Fact Finding Conference
April 3, 2007 Informal Fact Finding Conference
April 4, 2007 Informal Fact Finding Conference
April 5, 2007 Informal Fact Finding Conference
April 12, 2007 Informal Fact Finding Conference
April 17, 2007 Informal Fact Finding Conference
April 18, 2007 Informal Fact Finding Conference
April 26, 2007 Informal Fact Finding Conference
May 2, 2007 Informal Fact Finding Conference
May 8, 2007 Informal Fact Finding Conference
May 10, 2007 Informal Fact Finding Conference

Mrs. Rackas Pate seconded the motion and it was unanimously approved by members: Members voting "Yes" were: Wood, Kirby, Modisett, Kinser, Redifer, Hart and Rackas Pate.

Miller, Cronin and Tomlin hadn't arrived yet. Walton, Orange and Smith were absent.

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There was no public comment.

**Public
Comment
Period**

In the matter of License Application File Number 2007-02626 Gerrad a Wiley, t/a Wiley's Masonry the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

**File Number
2007-02626
Gerrad A
Wiley, t/a
Wiley's
Masonry**

Applicant Gerrad A Wiley appeared at the IFF. He did not attend the Board meeting. The presiding Board representative Mrs. Chappell was

not present, did not participate in the discussion and did not vote. After discussion, a motion was made by **Mr. Kirby** and seconded by **Mr. Modisett** to accept the recommendation contained in the Summary of the Informal Fact-Finding Conference and deny the license.

The motion was approved by unanimous vote. Members voting "Yes" were: **Wood, Kirby, Modisett, Kinser, Redifer, Hart and Rackas Pate.**

Miller, Cronin and Tomlin hadn't arrived yet. **Walton, Orange and Smith** were absent.

In the matter of License Application File Number 2007-03650, **Kenneth Walton, Jr.** the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

File Number
2007-03650
Kenneth
Walton, Jr.

Applicant Kenneth Walton, Jr. appeared at the IFF. He attended the Board meeting and addressed the Board. The presiding Board representative **Ms. Chappell** was not present, did not participate in the discussion and did not vote. After discussion, a motion was made by **Mr. Redifer** and seconded by **Mrs. Rackas Pate** to accept the recommendation contained in the Summary of the Informal Fact-Finding Conference and issue the license.

The motion was approved by unanimous vote. Members voting "Yes" were: **Wood, Kirby, Modisett, Kinser, Redifer, Hart and Rackas Pate.**

Miller, Cronin and Tomlin hadn't arrived yet. **Walton, Orange and Smith** were absent.

In the matter of License Application File Number 2007-03651, **Jesse Matherly**, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

File Number
2007-03651
Jesse Matherly

Applicant Jesse Matherly appeared at the IFF and the Board meeting. He addressed the Board. The presiding Board representative **Ms. Chappell** was not present, did not participate in the discussion and did not vote. After discussion, a motion was made by **Mrs. Wood** and seconded by **Mr. Redifer** to accept the recommendation contained in the Summary of the Informal Fact-Finding Conference and issue the license.

The motion was approved by majority vote of 6 "yes" and 1 "no". Members voting "Yes" were: **Wood, Kirby, Modisett, Kinser, Redifer,**

and Rackas Pate. Hart voted “no”.

Miller, Cronin and Tomlin hadn’t arrived yet. Walton, Orange and Smith were absent.

In the matter of License Application File Number 2007-03738, Andre L Lane the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

**File Number
2007-03738
Andre L Lane**

Applicant Andre L Lane appeared at the IFF and the Board meeting. He addressed the Board. The presiding Board representative **Ms. Chappell** was not present, did not participate in the discussion and did not vote. After discussion, a motion was made by **Mrs. Rackas Pate** and seconded by **Ms. Tomlin** to accept the recommendation contained in the Summary of the Informal Fact-Finding Conference and approve the license.

The motion was approved by a majority vote of 6 “Yes” and 1 “No”. Members voting “yes” were: **Wood, Modisett, Kinser, Redifer, Hart and Rackas Pate.**

Miller, Cronin and Tomlin hadn’t arrived yet. Walton, Orange and Smith were absent.

Kirby voted “no”.

In the matter of License Application File Number 2007-03856, Jabir Al-Bari t/a Pyramid Construction the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

**File Number
2007-03856
Jabir Al-Bari
t/a Pyramid
Construction**

Applicant Jabir Al-Bari appeared at the IFF and the Board meeting. He addressed the Board. The presiding Board representative **Ms. Chappell** was not present, did not participate in the discussion and did not vote. After discussion, a motion was made by **Mr. Redifer** and seconded by **Mr. Modisett** to accept the recommendation contained in the Summary of the Informal Fact-Finding Conference and issue the license.

The motion was approved by majority vote of 6 “Yes” and 1 “No”. Members voting “Yes” were: **Wood, Modisett, Kinser, Redifer, Hart and Rackas Pate.**

Miller, Cronin and Tomlin hadn’t arrived yet. Walton, Orange and Smith were absent.

Kirby voted no.

In the matter of License Application File Number 2007-03739, Choice General Contracting, Inc. the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

**File Number
2007-03739
Choice General
Contracting,
Inc.**

Sharon Owens on behalf of Applicant Choice General Contracting, Inc. appeared at the IFF and the Board meeting. The presiding Board representative **Ms. Chappell** was not present, did not participate in the discussion and did not vote. Ms. Owens answered questions. After discussion, a motion was made by **Mr. Redifer** and seconded by **Mr. Kirby** to accept the recommendation contained in the Summary of the Informal Fact-Finding Conference and issue the license.

The motion was approved by majority vote of 4 "Yes" and 3 "No".
Members voting "Yes" were: **Kirby, Modisett, Kinser, Redifer and**

Miller, Cronin and Tomlin hadn't arrived yet. Walton, Orange and Smith were absent.

Rackas Pate, Wood and Hart voted "no".

In the matter of License Application File Number 2007-03796, Inter-Tel Technologies the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

**File Number
2007-03796
Inter-Tel
Technologies**

Lisanne Cottingham for Inter-Tel Technologies appeared at the IFF and the Board meeting. She shared her disagreement with the Board. The presiding Board representative **Ms. Chappell** was not present, did not participate in the discussion and did not vote. After discussion, a motion was made by **Mr. Hart** and seconded by **Mr. Kirby** to accept the recommendation contained in the Summary of the Informal Fact-Finding Conference and issue the license.

The motion was approved by majority vote of 6 "Yes" and 1 "No".
Members voting "Yes" were: **Wood, Kirby, Modisett, Kinser, Redifer, and Hart.**

Miller, Cronin and Tomlin hadn't arrived yet. Walton, Orange and Smith were absent.

Rackas Pate voted "no".

In the matter of License Application File Number 2007-03857, Scandia USA, Inc. the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

**File Number
2007-03857
Scandia USA,
Inc.**

Roger C Peterson, III for Scandia USA, Inc. appeared at the IFF and the Board meeting. He shared his agreement with the Board. The presiding Board representative **Ms. Chappell** was not present, did not participate in the discussion and did not vote. After discussion, a motion was made by **Mr. Redifer** and seconded by **Mrs. Rackas Pate** to accept the recommendation contained in the Summary of the Informal Fact-Finding Conference and issue the license.

The motion was approved by unanimous vote. Members voting "Yes" were: **Wood, Rackas Pate, Modisett, Kinser, Redifer, Kirby and Hart.**

Miller, Cronin and Tomlin hadn't arrived yet. Walton, Orange and Smith were absent.

In the matter of License Application File Number 2007-03858, Devine Universal Truth the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

**File Number
2007-03858
Devine
Universal
Truth**

Devine Truth for Devine Universal Truth appeared at the IFF and the Board meeting. He shared his agreement with the Board. The presiding Board representative **Ms. Chappell** was not present, did not participate in the discussion and did not vote. After discussion, a motion was made by **Mr. Redifer** and seconded by **Mrs. Rackas Pate** to accept the recommendation contained in the Summary of the Informal Fact-Finding Conference and issue the license.

The motion was approved by majority vote of 7 "Yes" and 1 "No". Members voting "Yes" were: **Wood, Rackas Pate, Modisett, Kinser, Redifer, and Hart.**

Miller, Cronin and Tomlin hadn't arrived yet. Walton, Orange and Smith were absent.

Kirby voted "no".

In the matter of License Application File Number 2007-03857, Damon Witt t/a Before & After Home Improvements the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

**File Number
2007-03859
Damon Witt t/a
Before & After**

Damon Witt, t/a Before & After Home Improvements appeared at the IFF but not the Board meeting. The presiding Board representative **Ms. Chappell** was not present, did not participate in the discussion and did not vote. After discussion, a motion was made by **Mr. Kirby** and seconded by **Mr. Modisett** to amend the recommendation contained in the Summary of the Informal Fact-Finding Conference and deny the license.

**Home
Improvements**

The motion was approved by unanimous vote. Members voting "Yes" were: **Wood, Rackas Pate, Kirby, Modisett, Kinser, Redifer and Hart.**

Miller, Cronin and Tomlin hadn't arrived yet. **Orange, Walton and Smith** were absent.

In the matter of License Application File Number 2007-03976, **James Colbert t/a Touch of Gray Painting** the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

File Number
2007-03976
James Colbert
t/a Touch of
Gray Painting

James Colbert for Touch of Gray Painting appeared at the IFF and the Board meeting. He shared his disagreement with the Board. The presiding Board representative **Ms. Chappell** was not present, did not participate in the discussion and did not vote. After discussion, a motion was made by **Mr. Hart** and seconded by **Mr. Kirby** to adopt the Informal Fact-Finding Conference Referral Memorandum, which contained the facts regarding the application, and adopt the Summary. After reviewing the facts, the Board voted that Colbert's outstanding obligations demonstrates a lack of financial responsibility and solvency which could expose the public to an undue financial risk, therefore, the license is denied.

The motion was approved by unanimous vote. Members voting "Yes" were: **Wood, Kirby, Modisett, Kinser, Redifer, Rackas Pate and Hart.**

Miller, Cronin and Tomlin hadn't arrived yet. **Walton, Orange and Smith** were absent.

In the matter of License Application File Number 2007-03977, **Jeremiah Vrable** the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

File Number
2007-03977
Jeremiah
Vrable

Jeremiah Vrable appeared at the IFF and the Board meeting. He addressed his agreement to the Board. The presiding Board representative **Ms. Chappell** was not present, did not participate in the discussion and did not vote. After discussion, a motion was made by **Mrs. Rackas Pate** and seconded by **Mrs. Wood** to accept the recommendation contained in the

Summary of the Informal Fact-Finding Conference and issue the license.

The motion was approved by majority vote of 5 "Yes" and 2 "No".
Members voting "Yes" were: **Wood, Rackas Pate, Kirby, Kinser and Redifer.**

Miller, Cronin and Tomlin hadn't arrived yet. Orange, Walton and Smith were absent.

Hart and Modisett voted "no".

In the matter of License Application File Number 2007-03978, Maracrete, LLC the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

**File Number
2007-03978
Maracrete,
LLC**

Mary Crooks for Maracrete, LLC appeared at the IFF and the Board meeting. The presiding Board representative **Ms. Chappell** was not present, did not participate in the discussion and did not vote. After discussion, a motion was made by **Mr. Kirby** and seconded by **Mrs. Wood** to accept the recommendation contained in the Summary of the Informal Fact-Finding Conference and deny the license.

The motion was approved by unanimous vote. Members voting "Yes" were: **Wood, Kirby, Rackas Pate, Modisett, Kinser, Redifer and Hart.**

Miller, Cronin and Tomlin hadn't arrived yet. Orange, Walton and Smith were absent.

In the matter of License Application File Number 2007-04044, Daniel Story t/a Climate Control Heating & Air the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

**File Number
2007-04044
Daniel Story t/a
Climate
Control
Heating & Air**

Daniel Story for Climate Control Heating & Air appeared at the IFF and the Board meeting. He shared his agreement with the Board. The presiding Board representative **Ms. Chappell** was not present, did not participate in the discussion and did not vote. After discussion, a motion was made by **Mrs. Wood** and seconded by **Mr. Redifer** to accept the recommendation contained in the Summary of the Informal Fact-Finding Conference and issue the license.

The motion was approved by unanimous vote. Members voting "Yes" were: **Wood, Kirby, Modisett, Rackas Pate, Kinser, Redifer, and Hart.**

Miller, Cronin and Tomlin hadn't arrived yet. Orange, Walton and Smith were absent.

In the matter of License Application File Number 2007-04066, Clear Wood Construction Management the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

**File Number
2007-04066
Clear Wood
Construction
Management**

Steve Harker for Clear Wood Construction Management appeared at the IFF and the Board meeting. He shared his agreement with the Board. The presiding Board representative **Ms. Chappell** was not present, did not participate in the discussion and did not vote. After discussion, a motion was made by **Mr. Redifer** and seconded by **Mr. Modisett** to accept the recommendation contained in the Summary of the Informal Fact-Finding Conference and issue the license.

The motion was approved by unanimous vote. Members voting "Yes" were: **Wood, Kirby, Rackas Pate, Modisett, Kinser, Redifer, and Hart.**

Miller, Cronin and Tomlin hadn't arrived yet. Orange, Walton and Smith were absent.

In the matter of License Application File Number 2007-04143, Christopher Dunlap, t/a North Star Property Services the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

**File Number
2007-04143
Christopher
Dunlap t/a
North Star
Property
Services**

Christopher Dunlap, President of North Star Property Services appeared at the IFF and the Board meeting. He shared his agreement with the Board. The presiding Board representative **Ms. Chappell** was not present, did not participate in the discussion and did not vote. After discussion, a motion was made by **Mrs. Wood** and seconded by **Mr. Kirby** to accept the recommendation contained in the Summary of the Informal Fact-Finding Conference and issue the license.

The motion was approved by unanimous vote. Members voting "Yes" were: **Wood, Rackas Pate, Kirby, Modisett, Kinser, Redifer and Hart.**

Miller, Cronin and Tomlin hadn't arrived yet. Orange, Walton and Smith were absent.

In the matter of License Application File Number 2007-04144, Otis Thomas Whitehead, t/a Otis Home Repairs the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

**File Number
2007-04144
Otis Thomas
Whitehead, t/a
Otis Home
Repairs
Corporation**

Otis Thomas Whitehead, Otis Home Repairs Corporation appeared at the IFF and the Board meeting. He shared his disagreement with the Board. The presiding Board representative **Ms. Chappell** was not present, did not participate in the discussion and did not vote. Ms. Perkins shared with the Board a point of clarification that the name requested should be Otis Home Repairs Corporation not Otis Home Repairs as listed in the summary. After discussion, a motion was made by **Mr. Kirby** and seconded by **Mr. Hart** to accept the recommendation contained in the Summary of the Informal Fact-Finding Conference and deny the license.

The motion was approved by unanimous vote. Members voting "Yes" were: **Wood, Rackas Pate, Kirby, Modisett, Kinser, Redifer and Hart.**

Miller, Cronin and Tomlin hadn't arrived yet. Orange, Walton and Smith were absent.

In the matter of License Application File Number 2007-04068, Don Webber Hodges the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

**File Number
2007-04068
Don Webber
Hodges**

Don Webber Hodges appeared at the IFF and the Board meeting. He shared his agreement with the Board. The presiding Board representative **Ms. Chappell** was not present, did not participate in the discussion and did not vote. After discussion, a motion was made by **Mr. Redifer** and seconded by **Mrs. Wood** to accept the recommendation contained in the Summary of the Informal Fact-Finding Conference and issue the license.

The motion was approved by unanimous vote. Members voting "Yes" were: **Wood, Rackas Pate, Kirby, Modisett, Kinser, Redifer and Hart.**

Miller, Cronin and Tomlin hadn't arrived yet. Orange, Walton and Smith were absent.

In the matter of License Application File Number 2007-04305, Aaron Michael Barberis, Sr. the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

**File Number
2007-04305
Aaron Michael
Barberis, Sr.**

Aaron Michael Barberis, Sr. appeared at the IFF and the Board meeting. He shared his agreement with the Board. The presiding Board

representative **Ms. Chappell** was not present, did not participate in the discussion and did not vote. After discussion, a motion was made by **Mr. Kirby** and seconded by **Mr. Redifer** to accept the recommendation contained in the Summary of the Informal Fact-Finding Conference and issue the license.

The motion was approved by unanimous vote. Members voting "Yes" were: **Wood, Rackas Pate, Kirby, Modisett, Kinser, Redifer and Hart.**

Miller, Cronin and Tomlin hadn't arrived yet. **Orange, Walton and Smith** were absent.

In the matter of License Application File Number 2007-04330, John Robert Everett, III, t/a Rooster's Welding And Mechanical the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

File Number
2007-04330
John Robert
Everett, III, t/a
Rooster's
Welding And
Mechanical

John Everett, III, for Rooster's Welding And Mechanical appeared at the IFF and the Board meeting. He shared his agreement with the Board. The presiding Board representative **Ms. Chappell** was not present, did not participate in the discussion and did not vote. After discussion, a motion was made by **Mr. Kirby** and seconded by **Mr. Hart** to accept the recommendation contained in the Summary of the Informal Fact-Finding Conference and issue the license.

The motion was approved by unanimous vote. Members voting "Yes" were: **Wood, Rackas Pate, Kirby, Modisett, Kinser, Redifer and Hart.**

Miller, Cronin and Tomlin hadn't arrived yet. **Orange, Walton and Smith** were absent.

In the matter of License Application File Number 2007-04340, Virginia Sunrooms and Remodeling, LLC the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

File Number
2007-04340
Virginia
Sunrooms and
Remodeling,
LLC

Dennis Green for Virginia Sunrooms and Remodeling, LLC appeared at the IFF and the Board meeting. He shared his agreement with the Board. The presiding Board representative **Ms. Chappell** was not present, did not participate in the discussion and did not vote. After discussion, a motion was made by **Mr. Kirby** and seconded by **Mr. Redifer** to accept the recommendation contained in the Summary of the Informal Fact-Finding Conference and issue the license.

The motion was approved by unanimous vote. Members voting "Yes"

were: **Wood, Rackas Pate, Kirby, Modisett, Kinser, Redifer and Hart.**

Miller, Cronin and Tomlin hadn't arrived yet. Orange, Walton and Smith were absent.

In the matter of License Application File Number 2007-04067, N. Ginsburg & Son, Inc. the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

**File Number
2007-04067
N. Ginsburg &
Son, Inc.**

N. Ginsburg & Son, Inc. appeared at the IFF and the Board meeting. He shared his agreement with the Board. The presiding Board representative **Ms. Chappell** was not present, did not participate in the discussion and did not vote. After discussion, a motion was made by **Mrs. Wood** and seconded by **Mr. Kirby** to accept the recommendation contained in the Summary of the Informal Fact-Finding Conference and issue the license.

The motion was approved by majority vote of 5 "yes", 1 "no" and 1 abstain. Members voting "Yes" were: **Wood, Kirby, Modisett, Kinser and Redifer.**

Miller, Cronin and Tomlin hadn't arrived yet. Orange, Walton and Smith were absent.

Rackas Pate voted no. Hart abstained.

Board Member, Jack Miller arrived at 10:10 am.

Miller Arrived

In the matter of 2007-03857, Damon Witt t/a Before & After Home Improvements the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference. **Mrs. Wood** offered a motion seconded by **Mr. Hart** to reopen the case. The motion was approved with a majority vote of 6 "Yes" and 1 "No". Members voting "Yes" were: **Wood, Rackas Pate, Kirby, Modisett, Kinser and Redifer.** **Hart** voted "No".

**Reopen case
2007-03859**

Damon Witt, t/a Before & After Home Improvements appeared at the IFF. He arrived at the Board meeting. **Mr. Witt** addressed the Board. The presiding Board representative **Ms. Chappell** was not present, did not participate in the discussion and did not vote. After discussion, a motion was made by **Mr. Hart** and seconded by **Mrs. Wood** to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and issue the license.

The motion was approved by majority vote of 5 "Yes" and 3 "No". Members voting "Yes" were: **Wood, Miller, Rackas Pate, Kinser and Hart.**

Cronin and Tomlin hadn't arrived yet. **Orange, Walton and Smith** were absent.

Kirby, Redifer and Modisett voted "No".

The Board took a break from 10:15 am to 10:30 am.

Break

The Board reconvened at 10:15 am.

Reconvene

Board member **Deborah Tomlin** arrives at 10:30 am.

Tomlin Arrives

In the matter of Disciplinary File Number 2006-02464, Alvaro Sandi Palacios t/a Sandico Painting (Respondent); the board reviewed the record, which consisted of the disciplinary file, transcript and exhibits from the IFF, and the summary and recommendation. **Alvaro Sandi Palacios (Respondent)** appeared at the IFF. He did not attend the Board meeting.

File Number
2006-02464
Alvaro Sandi
Palacios t/a
Sandico
Painting

As the Board Representative, **Mr. Cronin and Mrs. Wood** were not present and did not vote. After discussion, a motion was made by **Mr. Kirby** and seconded by **Mr. Modisett** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found **Alvaro Sandi Palacios**, violated the following sections of its Regulations:

Effective January 1, 2003		
Count 1:	18 VAC 50-22-230.A	
Count 2:	18 VAC 50-22-260. B .8	
Count 3:	18 VAC 50-22-260 B 27	Two violations
Count 4	18 VAC 50-22-260 B 6	
Count 5	18 VAC 50-22-260 B 25	
Count 6	18 VAC 50-22-260 B 22	
Count 7	18 VAC 50-22-260 B 23	
Count 8	18 VAC 50-22-260 B 13	

The motion was approved unanimously. Members voting "Yes" were: **Wood, Miller, Kirby, Modisett, Kinser, Redifer, Walton, Hart, Tomlin and Rackas Pate.**

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Smith, Orange, Cronin and were absent.

After discussion a motion was made by **Mr. Redifer** and seconded by **Mr. Kirby** to impose the following sanctions:

Count 1:	\$500.00	
Count 2:	\$250.00	
Count 3:	\$1,000.00	2 counts \$500. each
Count 4:	\$500.00	
Count 5:	\$500.00	
Count 7:	\$250.00	
Count 8:	\$1,000.00	
Total		\$4,000.00
The Board required Alvaro Sandi Palacios have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 days. License revocation is imposed for violation of count 1, 3, 4, 5, 6, 7 and 8. No monetary penalty for Count 6.		

The motion was approved unanimously. Members voting "Yes" were: **Wood, Miller, Kirby, Modisett, Kinser, Redifer, Walton, Hart, Tomlin and Rackas Pate.**

Smith, Orange, Cronin and were absent.

In the matter of Disciplinary File Number 2006-02477, Kenneth A Sheets, t/a J K A Contracting (Respondent); the board reviewed the record, which consisted of the disciplinary file, transcript and exhibits from the IFF, and the summary and recommendation. **Neither JKA Contracting (Respondent) nor anyone** appeared at the IFF. No one attended the Board meeting.

**File Number
2006-02477
Kenneth A
Sheets, t/a JKA
Contracting**

As the Board Representative, **Mr. Cronin and Mr. Kinser** were not present and did not vote. **Mr. Kirby** chaired this case. After discussion, a motion was made by **Mr. Redifer** and seconded by **Mr. Hart** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found **that Kenneth A Sheets**, violated the following sections of its Regulations:

Effective January 1, 2003		
Count 1:	18 VAC 50-22-260.B 8	Two violations

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Count 2:	18 VAC 50-22-260. B 9	Two violations
Count 3:	18 VAC 50-22-260 B 16	
Count 4	18 VAC 50-22-260 B 28	

The motion was approved unanimously. Members voting "Yes" were: **Wood, Miller, Kirby, Modisett, Redifer, Walton, Hart, Tomlin and Rackas Pate.**

Smith, Orange, Cronin and were absent.

After discussion a motion was made by **Mr. Redifer** and seconded by **Mr. Hart** to impose the following sanctions:

Count 1:	\$500.00	\$250. each
Count 2:	\$500.00	\$250. each
Count 3:	\$250.00	
Count 4:	\$250.00	
Total		\$1,500.00
The Board required Kenneth A Sheets have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 days. License revocation is imposed for violation of count 3 & 4.		

The motion was approved unanimously. Members voting "Yes" were: **Wood, Miller, Kirby, Modisett, Redifer, Walton, Hart, Tomlin and Rackas Pate.**

Smith, Orange, Cronin and were absent.

In the matter of Disciplinary File Number 2006-02598, Kenneth A Sheets, t/a J K A Contracting (Respondent); the board reviewed the record, which consisted of the disciplinary file, transcript and exhibits from the IFF, and the summary and recommendation. **Neither JKA Contracting (Respondent) nor anyone** appeared at the IFF. No one attended the Board meeting.

File Number
2006-02598
Kenneth A
Sheets, t/a JKA
Contracting

As the Board Representative, **Mr. Cronin and Mr. Kinser** were not present and did not vote. **Mr. Kirby** chaired this case. After discussion, a motion was made by **Mr. Redifer** and seconded by **Mrs. Rackas Pate** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **Kenneth A Sheets**, violated the following sections of its

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Regulations:

Effective January 1, 2003		
Count 1:	18 VAC 50-22-260.B 8	Two violations
Count 2:	18 VAC 50-22-260. B 9	Five violations
Count 3:	18 VAC 50-22-260 B 27	
Count 4	18 VAC 50-22-260 B 6	
Count 5	18 VAC 50-22-260 B 14	
Count 6	18 VAC 50-22-260 B 16	Effective 9 1 2001
Count 7	18 VAC 50-22-260 B 13	
Count 8	18 VAC 50-22-260 B 28	

The motion was approved unanimously. Members voting "Yes" were: **Wood, Miller, Kirby, Modisett, Redifer, Walton, Hart, Tomlin and Rackas Pate.**

Smith, Orange, Cronin and were absent.

After discussion a motion was made by **Mr. Redifer** and seconded by **Mrs. Rackas Pate** to impose the following sanctions:

Count 1:	\$1,250.00	\$250. each
Count 2:	\$1,250.00	\$250. each
Count 3:	\$750.00	
Count 4:	\$250.00	
Count 5	\$250.00	
Count 6	\$250.00	
Count 7	\$250.00	
Count 8	\$250.00	
Total		\$4,500.00
The Board required Kenneth A Sheets have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 days. License revocation of number 2705-089485 is imposed for violation of count 3, 5, 6, 7 and 8.		

The motion was approved unanimously. Members voting "Yes" were: **Wood, Miller, Kirby, Modisett, Redifer, Walton, Hart, Tomlin and Rackas Pate.**

Smith, Orange, Cronin and were absent.

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In the matter of Disciplinary File Number 2007-02477, Smithworks & Co, LLC (Respondent); the board reviewed the record, which consisted of the disciplinary file, transcript and exhibits from the IFF, and the summary and recommendation. **Neither JKA Contracting (Respondent) nor anyone** appeared at the IFF. No one attended the Board meeting.

**2006-03029
Smithworks &
Co LLC**

As the Board Representative, **Mr. Cronin and Mr. Kinser** were not present and did not vote. **Mr. Kirby** chaired this case. After discussion, a motion was made by **Mr. Redifer** and seconded by **Mrs. Rackas Pate** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **Smithworks & Co LLC**, violated the following sections of its Regulations:

Effective September 1, 2001		
Count 1:	18 VAC 50-22-260.B 14	
Count 2:	18 VAC 50-22-260. B 28	
Count 3:	18 VAC 50-22-260 B 13	

The motion was approved unanimously. Members voting "Yes" were: **Wood, Miller, Kirby, Modisett, Redifer, Walton, Hart, Tomlin and Rackas Pate.**

Smith, Orange, Cronin and were absent.

Mrs. Perkins shared with the Board that Smithworks owes the Board a judgment for a Recovery Fund claim the Board paid. After discussion a motion was made by **Mr. Redifer** and seconded by **Mrs. Rackas Pate** to impose the following sanctions:

Count 1:	\$500.00	
Count 2:	\$500.00	
Count 3:	\$500.00	
Total		\$1,500.00

The Board required Smithworks & Co LLC have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 days. License 2705-0777315 is suspended until Smithworks & Co LLC satisfies the outstanding judgment with the Board.

The motion was approved unanimously. Members voting "Yes" were: **Wood, Miller, Kirby, Modisett, Redifer, Walton, Hart, Tomlin and Rackas Pate.**

Smith, Orange, Cronin and were absent.

In the matter of Disciplinary File Number 2007-01217, Advanced Reconstruction Technologies Inc (Respondent); the board reviewed the record, which consisted of the disciplinary file, transcript and exhibits from the IFF, and the summary and recommendation. **Neither Advanced (Respondent)** nor anyone on its behalf appeared at the IFF. No one attended the Board meeting.

**File Number
2007-01217
Advanced
Reconstruction
Technologies
Inc**

As the Board Representative, **Mr. Hart and Mr. Kinser** were not present and did not vote. **Mr. Kirby** chaired this case. After discussion, a motion was made by **Mr. Redifer** and seconded by **Mr. Hart** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **Advanced Reconstruction Technologies Inc**, violated the following sections of its Regulations:

Effective February 1, 2006		
Count 1:	18 VAC 50-22-260.B 9	
Effective September 1, 2001		
Count 2:	18 VAC 50-22-260. B 15	
Count 3:	18 VAC 50-22-260 B 22	
Count 4	18 VAC 50-22-260 B 23	

The motion was approved unanimously. Members voting "Yes" were: **Wood, Miller, Kirby, Modisett, Redifer, Cronin, Tomlin and Rackas Pate.**

Smith, Orange, Walton, and were absent.

After discussion a motion was made by **Mr. Redifer** and seconded by **Mr. Modisett** to impose the following sanctions:

Count 1:	\$300.00	
Count 2:	\$1,000.00	
Count 4:	\$2,000.00	
Total		\$3,300.00

The Board required Advanced Reconstruction Technologies Inc have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 days. License probation is imposed for one year. Failure to comply with the terms will result in revocation.

The motion was approved unanimously. Members voting "Yes" were: **Wood, Miller, Kirby, Modisett, Redifer, Cronin, Tomlin and Rackas Pate.**

Smith, Orange, Walton and were absent.

In the matter of Disciplinary File Number 2006-01667, Town & Country Homes Inc, t/a JMR Construction (Respondent); the board reviewed the record, which consisted of the disciplinary file, transcript and exhibits from the IFF, and the summary and recommendation. **Neither JMR, (Respondent) nor anyone appeared at the IFF. No one attended the Board meeting.**

**File Number
2006-01667
Town &
Country
Homes Inc, t/a
JMR
Construction**

As the Board Representative, **Mr. Modisett and Mr. Kinser** were not present and did not vote. **Mr. Kirby** chaired this case. After discussion, a motion was made by **Mr. Redifer** and seconded by **Mr. Hart** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **Town & Country Homes Inc**, violated the following sections of its Regulations:

Effective January 1, 2003		
Count 1:	18 VAC 50-22-260.B 9	
Count 2:	18 VAC 50-22-260. B 5	
Count 3:	18 VAC 50-22-260 B 15	
Count 4	18 VAC 50-22-260 B 14	

The motion was approved unanimously. Members voting "Yes" were: **Wood, Miller, Cronin, Kirby, Redifer, Hart, Tomlin and Rackas Pate.**

Smith, Orange, Walton and were absent.

After discussion a motion was made by **Mr. Redifer** and seconded by **Mr. Hart** to impose the following sanctions:

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Count 1:	\$400.00	
Count 2:	\$1,250.00	
Count 3:	\$1,000.00	
Count 4:	\$250.00	
Total		\$4,150.00
The Board required Town & Country Homes Inc have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 days. License number 2705-074250 is revoked for violation of count 4.		

The motion was approved unanimously. Members voting "Yes" were: **Wood, Miller, Kirby, Redifer, Hart, Cronin, Tomlin and Rackas Pate.**

Smith, Orange, Walton and were absent.

In the matter of Disciplinary File Number 2006-03319, Ann Masuda, t/a Perfect Solution (Respondent); the board reviewed the record, which consisted of the disciplinary file, transcript and exhibits from the IFF, and the summary and recommendation. **Lawrence Tracy, Esq. and Ann Masuda (Respondent)** appeared at the IFF. Lawrence Tracy attorney for Ann Masuda attended the Board meeting. He addressed the Board.

**File Number
2006-03319
Ann Masuda,
t/a Perfect
Solution**

As the Board Representative, **Mr. Modisett and Mrs. Wood** were not present and did not vote. **Mr. Kinser** resumed chairing. After discussion, a motion was made by **Mr. Kirby** and seconded by **Mr. Hart** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found **that Ann Masuda**, violated the following sections of its Regulations:

Effective September 1, 2001		
Count 2:	18 VAC 50-22-260.B 19	
Count 3:	18 VAC 50-22-230 B	

The motion was approved unanimously. Members voting "Yes" were. **Miller, Kirby, Kinser, Cronin, Redifer, Hart, Tomlin and Rackas Pate.**

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Smith, Orange, and Walton were absent.

After discussion a motion was made by **Mr. Redifer** and seconded by **Mr. Hart** to impose the following sanctions:

Count 1:	\$500.00	
Count 2:	\$300.00	
Total		\$800.00
The Board required Ann Masuda have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 days. The Board closed Count 1 with a finding of no violation.		

The motion was approved unanimously. Members voting "Yes" were: **Miller, Kirby, Cronin, Redifer, Hart, Kinser, Tomlin and Rackas Pate.**

Smith, Orange, Walton and were absent.

In the matter of Disciplinary File Number 2006-04882, David M Walton (Respondent); the board reviewed the record, which consisted of the disciplinary file, transcript and exhibits from the IFF, and the summary and recommendation. **David M Walton (Respondent)** appeared at the IFF. Neither David Walton nor anyone on his behalf attended the Board meeting. Lillian and John Cros (Complainant) attended the IFF and the Board meeting. She addressed the Board.

File Number
2006-04882
David M
Walton

As the Board Representative, **Mr. Modisett and Mrs. Wood** were not present and did not vote. **Mr. Kinser** resumed chairing. After discussion, a motion was made by **Mr. Redifer** and seconded by **Mr. Hart** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found **that David M Walton**, violated the following sections of its Regulations:

Effective February 1, 2006		
Count 1:	18 VAC 50-22-260.B 9	
	September 1, 2001	
Count 2:	18 VAC 50-22-260 B 27	
Count 3:	18 VAC 50-22-260 B 5	

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Count 4:	18 VAC 50-22-260 26	
Count 5	18 VAC 50-22-260 B 14	
Count 6	18 VAC 50-22-260 B 16	
Count 7	18 VAC 50-22-230 B	

The motion was approved unanimously. Members voting "Yes" were: **Miller, Kirby, Kinser, Cronin, Redifer, Hart, Tomlin and Rackas Pate.**

Smith, Orange, and Walton were absent.

After discussion a motion was made by **Mr. Redifer** and seconded by **Mr. Hart** to impose the following sanctions:

Count 1:	\$450.00	
Count 2:	\$750.00	
Count 3	\$100.00	
Count 4	\$400.00	
Count 5	\$1,250.00	
Count 6	\$1,250.00	
Total		\$4,200.00

The Board required David M Walton have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 days. The Board closed Count 7 with a finding of no violation. The Board revoked license number 2705-03644 for violation of counts 5 and 6.

The motion was approved unanimously. Members voting "Yes" were: **Miller, Kirby, Cronin, Redifer, Hart, Tomlin and Rackas Pate.**

Smith, Orange, Walton and were absent.

In the matter of Recovery Fund File Number 2006-01951, John Pauswinski (Claimant) vs. David's Home Improvement, Inc. (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. David's Home Improvement, Inc. (Regulant) did not appear at the board meeting. John Pauswinski (Claimants) did not appear at the board meeting. Mr. Hollar, the Board's Hearing Representative was not present and did not participate during the discussion or the vote. After discussion, a motion was made by Ms. Wood and seconded by Mr. Modisett to adopt the claim review and the hearing

File Number
2006-01951
John
Pauswinski v.
David's Home
Improvement,
Inc.

officer's recommendations and summary for violations and approved the claim for payment in the amount of \$752.00. The motion passed by unanimous vote. Members voting "Yes" were: **Cronin, Hart, Kinser, Kirby, Miller, Modisett, Rackas Pate, Redifer, Tomlin, and Wood.**

Orange, Smith and Walton were absent.

In the matter of Recovery Fund File Number 2005-01981, Deborah Moscoso (Claimant) vs. David's Hone Improvement's Inc. (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **David's Home Improvements, Inc. (Regulant)** did not appear at the board meeting. **Deborah Moscoso (Claimants)** did not appear at the board meeting. **Mr. Hollar**, the Board's Hearing Representative was not present and did not participate during the discussion or the vote. After discussion, a motion was made by **Ms. Wood** and seconded by **Mr. Redifer** to adopt the claim review and the hearing officer's recommendations and summary for violations and approved the claim for payment in the amount of \$10,549.00. The motion passed by unanimous vote. Members voting "Yes" were: **Cronin, Hart, Kinser, Kirby, Miller, Modisett, Rackas Pate, Redifer, Tomlin, and Wood.**

File Number
2005-01981
David's Home
Improvements,
Inc.

Orange, Smith and Walton were absent.

In the matter of Recovery Fund File Number 2006-02039 – Prima Eric MacDonnell (Claimant) vs. Oscar J. Nevarez, t/a Yvonne (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **Oscar J. Nevarez, t/a Yvone (Regulant)** did not appear at the board meeting. **Eric MacDonnell (Claimant)** and his attorney, **Peter Grasis** appeared at the board meeting. They addressed the Board and shared their agreement. After discussion, a motion was made by **Mr. Redifer** and seconded by **Ms. Wood** to adopt the claim review and the hearing officer's recommendations and summary for violations and approve the claim for payment in the amount of \$19,380.17. The motion passed by unanimous vote. Members voting "Yes" were: **Cronin, Hart, Kinser, Kirby, Miller, Modisett, Rackas Pate, Redifer, Tomlin, and Wood**

File Number
2006-02039
Oscar J.
Nevarez

Orange, Smith and Walton were absent.

In the matter of Recovery Fund File Number 2006-02620, Rene Perez-Lopez and Melanie Perez-Lopez (Claimants) vs. Gilbert and Son Enterprises, LTD (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the

File Number
2006-02620
Gilbert and
Son

summary and recommendation. **Gilbert and Son Enterprises, LTD (Regulant)** did not appear at the board meeting. **Melanie Perez-Lopez (Claimants)** appeared at the board meeting. **Mr. Hollar**, the Board's Hearing Representative was not present and did not participate during the discussion or the vote. After discussion, a motion was made by **Mr. Redifer** and seconded by **Ms. Wood** to adopt the claim review and the hearing officer's recommendations and summary for violations and approved the claim for payment in the amount of \$20,000.00. The motion passed by unanimous vote. Members voting "Yes" were: **Cronin, Hart, Kinser, Kirby, Miller, Modisett, Rackas Pate, Redifer, Tomlin, and Wood.**

**Enterprises,
LTD**

Orange, Smith and Walton were absent.

In the matter of Recovery Fund File Number 2006-05333, **Rene Perez-Lopez and Melanie Perez-Lopez (Claimants) vs. Gilbert and Son Enterprises, LTD (Regulant)**; the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **Gilbert and Son Enterprises, LTD (Regulant)** did not appear at the board meeting. **Melanie Perez-Lopez (Claimants)** appeared at the board meeting. **Mr. Hollar**, the Board's Hearing Representative was not present and did not participate during the discussion or the vote. After discussion, a motion was made by **Mr. Redifer** and seconded by **Ms. Wood** to adopt the claim review and the hearing officer's recommendations and summary for violations and denied the claim for payment. The motion passed by unanimous vote. Members voting "Yes" were: The motion passed by unanimous vote. Members voting "Yes" were: **Cronin, Hart, Kinser, Kirby, Miller, Modisett, Rackas Pate, Redifer, Tomlin, and Wood.**

File Number
2006-05333
Gilbert and
Son
Enterprises,
LTD

Orange, Smith and Walton were absent.

In the matter of Recovery Fund File Number 2006-03790, **Joseph and Lisa Cammarota (Claimant) vs. Specialty Roofing, Inc. (Regulant)**; the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **Specialty Roofing, Inc. (Regulant)** did not appear at the board meeting. **Joseph and Lisa Cammarota (Claimants)** appeared at the board meeting and shared their agreement with the recommendation. **Mr. Hollar**, the Board's Hearing Representative was not present and did not participate during the discussion or the vote. After discussion, a motion was made by **Mr. Kirby** and seconded by **Ms. Rackas Pate** to adopt the claim review and the hearing officer's recommendations and summary for violations and approved the claim for payment in the amount of \$15,038.00. The motion passed by unanimous vote. Members voting "Yes" were: **Cronin, Hart, Kinser, Kirby, Miller, Modisett, Rackas Pate, Redifer, Tomlin, and**

File Number
2006-03790
Specialty
Roofing, Inc.

Wood.

Orange, Smith and Walton were absent.

In the matter of Recovery Fund File Number 2006-04445, Paul and Mary Ellen Dux (Claimant) vs. Russell Laplan, t/a R & R Remodeling (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **Russell Laplan, t/a R & R Remodeling (Regulant)** did not appear at the board meeting. **Paul and Mary Ellen Dux Claimants)** appeared at the board meeting and shared their agreement with the recommendation. **Mr. Hollar**, the Board's Hearing Representative was not present and did not participate during the discussion or the vote. After discussion, a motion was made by **Ms. Wood** and seconded by **Mr. Modisett** to adopt the claim review and the hearing officer's recommendations and summary for violations and approve the claim for payment in the amount of \$5,075.00. The motion passed by unanimous vote. Members voting "Yes" were: The motion passed by unanimous vote. Members voting "Yes" were: **Cronin, Hart, Kinser, Kirby, Miller, Modisett, Rackas Pate, Redifer, Tomlin, and Wood.**

File Number
2006-04445
Russell Laplan,
t/a R & R
Remodeling

Orange, Smith and Walton were absent.

In the matter of Recovery Fund File Number 2006-04777, William and Barbara Hubbard (Claimants) vs. Tidewater Services, Inc. (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **Tidewater Services, Inc. (Regulant)** did not appear at the board meeting. **William and Barbara Hubbard's attorney, John O'Keefe (Claimants)** appeared at the board meeting and shared his disagreement with the board. **Mr. Hollar**, the Board's Hearing Representative was not present and did not participate during the discussion or the vote. After discussion, a motion was made by **Mr. Hart** and seconded by **Mr. Redifer** to adopt the claim review and the hearing officer's recommendations and summary for violations and denied the claim for payment. The motion passed by unanimous vote. Members voting "Yes" were: **Cronin, Hart, Kinser, Kirby, Miller, Modisett, Rackas Pate, Redifer, Tomlin, and Wood.**

File Number
2006-04777
Tidewater
Services, Inc.

Orange, Smith and Walton were absent.

In the matter of Recovery Fund File Number 2006-04781, William and Barbara Hubbard (Claimants) vs. J M Sasser Co., Inc. (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **J M Sasser Co., Inc. (Regulant)** did not appear at the

File Number
2006-04781
J M Sasser Co.,
Inc.

board meeting. William and Barbara Hubbard's attorney, John O'Keefe (**Claimants**) appeared at the board meeting and shared his disagreement with the board. **Mr. Hollar**, the Board's Hearing Representative was not present and did not participate during the discussion or the vote. After discussion, a motion was made by **Mr. Redifer** and seconded by **Ms. Wood** to adopt the claim review and the hearing officer's recommendations and summary for violations and approved the claim for payment in the amount of \$20,000.00. The motion passed by unanimous vote. Members voting "Yes" were: **Cronin, Hart, Kinser, Kirby, Miller, Modisett, Rackas Pate, Redifer, Tomlin, and Wood.**

Orange, Smith and Walton were absent.

In the matter of Recovery Fund File Number 2006-04788- Prima Facie, Ruth Kidd (Claimant) vs. Roofscape Construction Corporation (Regulant); the board reviewed the record, which consisted of the claim file, the summary and recommendation. **Roofscape Construction Corporation (Regulant)** did not appear at the board meeting. **Ruth Kidd (Claimant)** did not appear at the board meeting. After discussion, a motion was made by **Mr. Redifer** and seconded by **Ms. Rackas Pate** to adopt the claim review and approve the claim for payment in the amount of \$5,790.60. The motion passed by majority vote. Members voting "Yes" were: **Cronin, Hart, Kinser, Miller, Modisett, Rackas Pate, and Redifer, Tomlin.** **Kirby and Wood voted "no."**

File Number
2006-04788
Roofscape
Construction
Corporation

Orange, Smith and Walton were absent.

In the matter of Recovery Fund File Number 2006-04791, James Collins, Jr. (Claimants) vs. Master Builders & Home Improvements (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **James Collins, Jr. (Regulant)** appeared at the board meeting. **Master Builders & Home Improvements (Claimants)** did not appear at the board meeting. **Mr. Hollar**, the Board's Hearing Representative was not present and did not participate during the discussion or the vote. Handout was distributed to the Board members by **Ms. Traylor**. **Master Builders & Home Improvements, Regulant** was requesting a formal hearing under the Administrative Process Act. After discussion, a motion was made by **Mr. Kirby** and seconded by **Ms. Rackas Pate** to deny the request for a formal hearing. After further discussion, a motion was made by **Mr. Redifer** and seconded by **Mr. Modisett** to adopt the claim review and the hearing officer's recommendations and summary for violations and approve the claim for payment in the amount of \$15,038.00.

File Number
2006-04791
Master
Builders &
Home
Improvements

The motion passed by unanimous vote. Members voting "Yes" were:

Cronin, Hart, Kinser, Kirby, Miller, Modisett, Rackas Pate, Redifer, Tomlin, and Wood.

Orange, Smith and Walton were absent.

In the matter of Recovery Fund File Number 2006-04991, Joseph Haertsch (Claimants) vs. Macon Moyers, II (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **Macon Moyers, II (Regulant)** did not appear at the board meeting. Joseph Haertsch (Claimant) appeared at the board meeting and shared his agreement with the board. **Mr. Hollar**, the Board's Hearing Representative was not present and did not participate during the discussion or the vote. After discussion, a motion was made by **Mr. Redifer** and seconded by **Ms. Rackas Pate** to adopt the claim review and the hearing officer's recommendations and summary for violations and approved the claim for payment in the amount of \$11,419.78. The motion passed by unanimous vote. Members voting "Yes" were: **Cronin, Hart, Kinser, Kirby, Miller, Modisett, Rackas Pate, Redifer, Tomlin, and Wood.**

File Number
2006-04991
Macon Moyers,
II

Orange, Smith and Walton were absent.

In the matter of Recovery Fund File Number 2006-05012, Marvin Copeland (Claimant) vs. Ernest Ferguson, t/a Good Hands Construction (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **Ernest Ferguson, t/a Good Hands Construction (Regulant)** did not appear at the board meeting. Marvin Copeland (Claimants) did not appear at the board meeting. **Mr. Hollar**, the Board's Hearing Representative was not present and did not participate during the discussion or the vote. After discussion, a motion was made by **Mr. Hart** and seconded by **Ms. Tomlin** to adopt the claim review and the hearing officer's recommendations and summary for violations and approved the claim for payment in the amount of \$15,474.26. The motion passed by unanimous vote. Members voting "Yes" were: **Cronin, Hart, Kinser, Kirby, Miller, Modisett, Rackas Pate, Redifer, Tomlin, and Wood.**

File Number
2006-05012
Ernest
Ferguson, t/a
Good Hands
Construction

Orange, Smith and Walton were absent.

In the matter of Recovery Fund File Number 2006-05055, John and Diana Farabaugh (Claimant) vs. Brian Dailey, t/a BPD Construction (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and

File Number
2006-05055
Brian Dailey,
t/a BPD

recommendation. **Brian Dailey, t/a BPD Construction (Regulant)** did not appear at the board meeting. **John and Diana Farabaugh (Claimants)** appeared at the board meeting and shared their agreement with the recommendation. **Mr. Hollar**, the Board's Hearing Representative was not present and did not participate during the discussion or the vote. After discussion, a motion was made by **Mr. Rackas Pate** and seconded by **Mr. Kirby** to adopt the claim review and the hearing officer's recommendations and summary for violations and approved the claim for payment in the amount of \$4,448.91. The motion passed by unanimous vote. Members voting "Yes" were: **Cronin, Hart, Kinser, Kirby, Miller, Modisett, Rackas Pate, Redifer, Tomlin, and Wood.**

Construction

Orange, Smith and Walton were absent.

In the matter of Recovery Fund File Number 2006-05057, Alphonse and Meliso (Claimant) vs. Randy Langford, t/a Valley View Renovations (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **Langford, t/a Valley View Renovations (Regulant)** did not appear at the board meeting. **Alphonse and Donna Meliso Claimants** did not appear at the board meeting and shared their agreement with the recommendation. **Mr. Hollar**, the Board's Hearing Representative was not present and did not participate during the discussion or the vote. After discussion, a motion was made by **Ms. Wood** and seconded by **M. Rackas Pate** to adopt the claim review and the hearing officer's recommendations and summary for violations and approve the claim for payment in the amount of \$20,000.00. The motion passed by unanimous vote. Members voting "Yes" were: **Cronin, Hart, Kinser, Kirby, Miller, Modisett, Rackas Pate, Redifer, Tomlin, and Wood.**

File Number
2006-05057
Randy
Langford, t/a
Valley View
Renovations

Orange, Smith and Walton were absent.

In the matter of Recovery Fund File Number 2006-05058, Dennis and Carleen Kostick (Claimant) vs. V M Renovators, LLC (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **V M Renovators, LLC (Regulant)** did not appear at the board meeting. **Dennis and Carleen Kostick (Claimants)** did not appear at the board meeting and shared their agreement with the recommendation. **Mr. Hollar**, the Board's Hearing Representative was not present and did not participate during the discussion or the vote. After discussion, a motion was made by **Ms. Wood** and seconded by **Ms. Rackas Pate** to adopt the claim review and the hearing officer's recommendations and summary for violations and approve the claim for payment in the amount of \$20,000.00.

File Number
2006-05058
V M
Renovators,
LLC

The motion passed by unanimous vote. Members voting "Yes" were: Cronin, Hart, Kinser, Kirby, Miller, Modisett, Rackas Pate, Redifer, Tomlin, and Wood.

Orange, Smith and Walton were absent.

In the matter of Recovery Fund File Number 200605354-, Prima Facie, Kenneth and Pamela Heath (Claimant) vs. Evans construction Services, Inc. (Regulant); the board reviewed the record, which consisted of the claim file, the summary and recommendation. Evans Construction Services, Inc. (Regulant) did not appear at the board meeting. Kenneth and Pamela Heath Claimant) appeared at the board meeting and shared their agreement with the board. After discussion, a motion was made by Ms. Wood and seconded by Mr. Kirby to adopt the claim review and approve the claim for payment in the amount of \$20,000.00. The motion passed by unanimous vote. Members voting "Yes" were: Cronin, Hart, Kinser, Kirby, Miller, Modisett, Rackas Pate, Redifer, Tomlin, and Wood.

File Number
2006-05354
Evans
Construction
Services, Inc.

Orange, Smith and Walton were absent.

In the matter of Recovery Fund File Number 2007-00139- Prima Facie, Mark Valcich (Claimant) vs. Monterbello Enterprises, Inc. (Regulant); the board reviewed the record, which consisted of the claim file, the summary and recommendation. Montebello Enterprises, Inc. (Regulant) did not appear at the board meeting. Mark Valcich (Claimant) appeared at the board meeting and shared his agreement with the board. After discussion, a motion was made by Ms. Wood and seconded by Mr. Kirby to adopt the claim review and approve the claim for payment in the amount of \$4,024.71. The motion passed by unanimous vote. Members voting "Yes" were: Cronin, Hart, Kinser, Kirby, Miller, Modisett, Rackas Pate, Redifer, Tomlin, and Wood.

File Number
2007-00139
Montebello
Enterprises,
Inc.

Orange, Smith and Walton were absent.

In the matter of Recovery Fund File Number 2007-00240- Prima Facie, Daniel Fultz (Claimant) vs. Carrie Roadcap, t/a House of Bargains Home Improvements (Regulant); the board reviewed the record, which consisted of the claim file, the summary and recommendation. Carrie Roadcap, t/a House of Bargains Home Improvements (Regulant) did not appear at the board meeting. Daniel Fultz (Claimant) did not appear at the board meeting. After discussion, a motion was made by Ms. Rackas Pate and seconded by Ms. Wood to adopt the claim review and approve the claim for payment in the amount of \$3,145.57. The motion passed by unanimous vote. Members voting "Yes" were: Cronin, Hart, Kinser, Kirby, Miller, Modisett, Rackas

File Number
2007-00240
Carrie
Roadcap, t/a
House of
Bargains Home
Improvements

Pate, Redifer, Tomlin, and Wood.

Orange, Smith and Walton were absent.

In the matter of Recovery Fund File Number 2007-00623- Prima Facie, Kenneth and Phyllis Thompkins (Claimants) vs. By Design Home Improvements, t/a Perfect Solution Contractor (Regulant); the board reviewed the record, which consisted of the claim file, the summary and recommendation. **By Design Home Improvements, t/a Perfect Solution Contractor (Regulant)** did not appear at the board meeting. **Kenneth and Phyllis Thompkins (Claimants)** did not appear at the board meeting. After discussion, a motion was made by **Mr. Kirby** and seconded by **Ms. Wood** to adopt the claim review and approve the claim for payment in the amount of \$20,000.00. The motion passed by unanimous vote. Members voting "Yes" were: **Cronin, Hart, Kinser, Kirby, Miller, Modisett, Rackas Pate, Redifer, Tomlin, and Wood.**

File Number
2007-00623
By Design
Home
Improvements,
t/a Perfect
Solution
Contractor

Orange, Smith and Walton were absent.

In the matter of Recovery Fund File Number 2007-00624-Prima Facie, Charles and Joanne Dean (Claimant) vs. Sweitzer's Exteriors, Inc. (Regulant); the board reviewed the record, which consisted of the claim file, the summary and recommendation. **Sweitzer's Exteriors, Inc. (Regulant)** did not appear at the board meeting. **Charles and Joanne Dean (Claimants)** appeared at the board meeting and shared their agreement with the board. After discussion, a motion was made by **Ms. Wood** and seconded by **Mr. Cronin** to adopt the claim review and approve the claim for payment in the amount of \$2,913.00. The motion passed by unanimous vote. Members voting "Yes" were: **Cronin, Hart, Kinser, Kirby, Miller, Modisett, Rackas Pate, Redifer, Tomlin, and Wood.**

File Number
2007-00624
Sweitzer's
Exteriors, Inc.

Orange, Smith and Walton were absent.

In the matter of Recovery Fund File Number 2007-00631-Prima Facie, Michael and Kara Dunn (Claimant) vs. David Dobbins, t/a Dobbins Construction (Regulant); the board reviewed the record, which consisted of the claim file, the summary and recommendation. **David Dobbins, t/a Dobbins Construction (Regulant)** did not appear at the board meeting. **Michael and Kara Dunn (Claimants)** did not appear at the board meeting and shared his agreement with the board. After discussion, a motion was made by **Mr. Hart** and seconded by **Mr. Cronin** to adopt the claim review and approve the claim for payment in the amount of \$5,663.00. The motion passed by unanimous vote. Members voting "Yes" were: **Cronin, Hart, Kinser, Kirby, Miller, Modisett, Rackas Pate, Redifer, Tomlin, and Wood.**

File Number
2007-00631
David Dobbins,
t/a Dobbins
Construction

Orange, Smith and Walton were absent.

In the matter of Recovery Fund File Number 2007-01414-Prima Facie, James Welsh (Claimant) vs. Claire Serena Williams, t/a Seneca Services (Regulant); the board reviewed the record, which consisted of the claim file, the summary and recommendation. **Claire Serena Williams, t/a Seneca Services (Regulant)** did not appear at the board meeting. **James Welsh (Claimant)** appeared at the board meeting and shared his agreement with the board. After discussion, a motion was made by **Mr. Redifer** and seconded by **Ms. Wood** to adopt the claim review and approve the claim for payment in the amount of \$3,487.50. The motion passed by unanimous vote. Members voting "Yes" were: **Cronin, Hart, Kinser, Kirby, Miller, Modisett, Rackas Pate, Redifer, Tomlin, and Wood.**

File Number
2007-01414
Claire Serena
Williams, t/a
Seneca Services

Orange, Smith and Walton were absent.

In the matter of Recovery Fund File Number 2007-01292-Prima Facie, Donna and Daniel Zugris (Claimants) vs. Kim & Teams, Inc. (Regulant); the board reviewed the record, which consisted of the claim file, the summary and recommendation. **Kim & Teams, Inc. (Regulant)** did not appear at the board meeting. **Donna and Daniel Zugris (Claimants)** appeared at the board meeting and shared their agreement with the board. After discussion, a motion was made by **Ms. Wood** and seconded by **Mr. Kirby** to adopt the claim review and approve the claim for payment in the amount of \$20,000.00. The motion passed by unanimous vote. Members voting "Yes" were: **Cronin, Hart, Kinser, Kirby, Miller, Modisett, Rackas Pate, Redifer, Tomlin, and Wood.**

File Number
2007-01292
Kim & Teams,
Inc.

Orange, Smith and Walton were absent.

In the matter of Recovery Fund File Number 2007-01948- Prima Facie David Mosier (Claimant) vs. Earl Higgins, t/a Higgins Well Drilling Regulant); the board reviewed the record, which consisted of the claim file, the summary and recommendation. **Earl Higgins Well Drilling (Regulant)** did not appear at the board meeting. **David Mosier (Claimant)** did not appear at the board meeting. After discussion, a motion was made by **Mr. Kirby** and seconded by **Mr. Hart** to adopt the claim review and approve the claim for payment in the amount of \$4,170.00. The motion passed by unanimous vote. Members voting "Yes" were: **Cronin, Hart, Kinser, Kirby, Miller, Modisett, Rackas Pate, Redifer, Tomlin, and Wood.**

File Number
2007-01948
Earl Higgins,
t/a Higgins
Well Drilling

Orange, Smith and Walton were absent.

In the matter of Recovery Fund File Number 2007-01479-Prima Facie, Anthony and Nicole Britton (Claimants) vs. Daniel Jamison (Regulant); the board reviewed the record, which consisted of the claim file, the summary and recommendation. **Daniel Jamison (Regulant)** did not appear at the board meeting. **Anthony and Nicole Britton (Claimants)** appeared at the board meeting and shared their agreement with the board. After discussion, a motion was made by **Ms. Wood** and seconded by **Ms. Rackas Pate** to adopt the claim review and approve the claim for payment in the amount of \$11,606.75. The motion passed by unanimous vote. Members voting "Yes" were: **Cronin, Hart, Kinser, Kirby, Miller, Modisett, Rackas Pate, Redifer, Tomlin, and Wood.**

File Number
2007-01479
Daniel Jamison

Orange, Smith and Walton were absent.

In the matter of Recovery Fund File Number 2007-02703-Prima Facie, William Anderson (Claimant) vs. Robert Turner, t/a Concrete By Us (Regulant); the board reviewed the record, which consisted of the claim file, the summary and recommendation. **Robert Turner, t/a Concrete By Us (Regulant)** did not appear at the board meeting. **William Anderson (Claimant)** did not appear at the board meeting. After discussion, a motion was made by **Ms. Wood** and seconded by **Ms. Rackas Pate** to adopt the claim review and approve the claim for payment in the amount of \$12,942.00. The motion passed by unanimous vote. Members voting "Yes" were: **Cronin, Hart, Kinser, Kirby, Miller, Modisett, Rackas Pate, Redifer, Tomlin, and Wood.**

File Number
2007-02703
Robert Turner,
t/a Concrete By
Us

Orange, Smith and Walton were absent.

In the matter of Recovery Fund File Number 200703338- Prima Facie, Farouk Karoum (Claimant) vs. Nu View LLC (Regulant); the board reviewed the record, which consisted of the claim file, the summary and recommendation. **Nu View LLC (Regulant)** did not appear at the board meeting. **Farouk Karoum (Claimant)** did not appear at the board meeting. After discussion, a motion was made by **Ms. Wood** and seconded by **Ms. Rackas Pate** to adopt the claim review and approve the claim for payment in the amount of \$4,209.00. The motion passed by unanimous vote. Members voting "Yes" were: **Cronin, Hart, Kinser, Kirby, Miller, Modisett, Rackas Pate, Redifer, Tomlin, and Wood.**

File Number
2007-03338
Nu View LLC

Orange, Smith and Walton were absent.

In the matter of Recovery Fund File Number 2007-03405-Prima Michele Calandra (Claimant) vs. Dena Mason & Barry Piercy, t/a D & B Contracting (Regulant); the board reviewed the record, which consisted of the claim file, the summary and recommendation. **Dena Mason & Barry Piercy, t/a D & B Contracting (Regulant)** did not

File Number
2007-03405
Dena Mason &
Barry Piercy,
t/a D & B

appear at the board meeting. **Michele Calandra (Claimant)** appeared at the board meeting and shared her agreement with the board. After discussion, a motion was made by **Ms. Wood** and seconded by **Ms. Rackas Pate** to adopt the claim review and approve the claim for payment in the amount of \$2,450.87. The motion passed by unanimous vote. Members voting "Yes" were: **Cronin, Hart, Kinser, Kirby, Miller, Modisett, Rackas Pate, Redifer, Tomlin, and Wood.**

Contracting

Orange, Smith and Walton were absent.

In the matter of Recovery Fund File Number 2007-03584- Prima Facie, Dipmani Kumar (Claimant) vs. Richard Park, t/a Pinetree Construction (Regulant); the board reviewed the record, which consisted of the claim file, the summary and recommendation. **Richard Park, t/a Pinetree Construction (Regulant)** did not appear at the board meeting. **Dipmani Kumar (Claimant)** did not appear at the board meeting. After discussion, a motion was made by **Ms. Wood** and seconded by **Mr. Modisett** to adopt the claim review and approve the claim for payment in the amount of \$2,080.00. The motion passed by unanimous vote. Members voting "Yes" were: **Cronin, Hart, Kinser, Kirby, Miller, Modisett, Rackas Pate, Redifer, Tomlin, and Wood.**

File Number
2007-03584
Richard Park,
t/a Pinetree
Construction

Orange, Smith and Walton were absent.

In the matter of Recovery Fund File Number 2007-03639- Prima Facie, Stephen and Patsy Sorey (Claimants) vs. Pool-Mart, Inc. (Regulant); the board reviewed the record, which consisted of the claim file, the summary and recommendation. **Pool-Mart, Inc. (Regulant)** did not appear at the board meeting. **Patsy Sorey (Claimant)** appeared at the board meeting and shared her agreement with the board. After discussion, a motion was made by **Mr. Cronin** and seconded by **Mr. Redifer** to adopt the claim review and approve the claim for payment in the amount of \$18,508.00. The motion passed by unanimous vote. Members voting "Yes" were: **Cronin, Hart, Kinser, Kirby, Miller, Modisett, Rackas Pate, Redifer, Tomlin, and Wood.**

File Number
2007-03639
Pool-Mart, Inc.

Orange, Smith and Walton were absent.

In the matter of Recovery Fund File Number 2007-03687- Prima Facie, Manuel and Vivian Ramos (Claimants) vs. Selet Residential Renovations (Regulant); the board reviewed the record, which consisted of the claim file, the summary and recommendation. **Select Residential Renovations (Regulant)** did not appear at the board meeting. **Manuel and Vivian Ramos (Claimants)** appeared at the board meeting and shared their agreement with the board. After discussion, a motion was made by **Ms. Wood** and seconded by **Ms. Rackas Pate** to adopt the claim

File Number
2007-03687
Select
Residential
Renovations

review and approve the claim for payment in the amount of \$15,103.00. The motion passed by unanimous vote. Members voting "Yes" were: Cronin, Hart, Kinser, Kirby, Miller, Modisett, Rackas Pate, Redifer, Tomlin, and Wood.

Orange, Smith and Walton were absent.

In the matter of Recovery Fund File Number 200703704- Prima Facie, Roger Griffin (Claimant) vs. Lapco Inc., t/a Shoreline Pool Builders (Regulant); the board reviewed the record, which consisted of the claim file, the summary and recommendation. Lapco Inc., t/a Shoreline Pool Builders (Regulant) did not appear at the board meeting. Roger Griffin (Claimant) did not appear at the board meeting and shared his agreement with the board. After discussion, a motion was made by Mr. Redifer and seconded by Ms. Wood to adopt the claim review and approve the claim for payment in the amount of \$2,853.00. The motion passed by unanimous vote. Members voting "Yes" were: Cronin, Hart, Kinser, Kirby, Miller, Modisett, Rackas Pate, Redifer, Tomlin, and Wood.

File Number
2007-03704
Lapco Inc., t/a
Shoreline Pool
Builders

Orange, Smith and Walton were absent.

In the matter of Recovery Fund File Number 2007-04034- Prima Facie, Robert Ridle (Claimant) vs. Macon Moyer, II (Regulant); the board reviewed the record, which consisted of the claim file, the summary and recommendation. Macon Moyer, II (Regulant) did not appear at the board meeting. Robert Ridle (Claimant) appeared at the board meeting and shared his agreement with the board. After discussion, a motion was made by Ms. Rackas Pate and seconded by Ms. Wood to adopt the claim review and approve the claim for payment in the amount of \$16,000.00. The motion passed by unanimous vote. Members voting "Yes" were: Cronin, Hart, Kinser, Kirby, Miller, Modisett, Rackas Pate, Redifer, Tomlin, and Wood.

File Number
2007-04034
Macon Moyer
II

Orange, Smith and Walton were absent.

In the matter of Recovery Fund File Number 2005-02662, Gail Archer (Claimants) vs. Daniel Kidwell, t/a Big D Fence Co. (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. Daniel Kidwell, t/a Big d Fence Co. (Regulant) did not appear at the board meeting. Gail Archer (Claimant) did not appear at the board meeting. Mr. Hollar, the Board's Hearing Representative was not present and did not participate during the discussion or the vote. After discussion, a motion was made by Ms. Rackas Pate and seconded by Ms. Wood to adopt the claim review and the hearing officer's recommendations and summary for violations and approved the claim for payment in the amount

File Number
2005-02662
Daniel Kidwell,
t/a Big D Fence
Co.

of \$3,787.00 The motion passed by unanimous vote. Members voting "Yes" were: **Cronin, Hart, Kinser, Kirby, Miller, Modisett, Rackas Pate, Redifer, Tomlin, and Wood.**

Orange, Smith and Walton were absent.

In the matter of Recovery Fund File Number 2006-02407, Nancy Strauss (Claimant) vs. George Mundin, t/a Mundin Stone Masonry (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **George Mundin, t/a Mundin Stone Masonry (Regulant)** did not appear at the board meeting. **Nancy Strauss (Claimant)** appeared at the board meeting and shared her agreement with the board. **Mr. Hollar**, the Board's Hearing Representative was not present and did not participate during the discussion or the vote. After discussion, a motion was made by **Ms. Wood** and seconded by **Ms. Rackas Pate** to adopt the claim review and the hearing officer's recommendations and summary for violations and approved the claim for payment in the amount of \$5,088.00. The motion passed by unanimous vote. Members voting "Yes" were: **Cronin, Hart, Kinser, Kirby, Miller, Modisett, Rackas Pate, Redifer, Tomlin, and Wood.**

File Number
2006-02407
George
Mundin, t/a
Mundin Stone
Masonry

Orange, Smith and Walton were absent.

In the matter of Recovery Fund File Number 2006-02729, Patricia Beam (Claimant) vs. Ramon Hazard, t/a Master Sealcoating & Paving (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **Ramon Hazard, t/a Master Sealcoating & Paving (Regulant)** did not appear at the board meeting. **Patricia Bea (Claimant)** appeared at the board meeting and shared her disagreement with the board. **Mr. Hollar**, the Board's Hearing Representative was not present and did not participate during the discussion or the vote. After discussion, a motion was made by **Mr. Redifer** and seconded by **Mr. Kirby** to adopt the claim review and the hearing officer's recommendations and summary for violations and denied the claim for payment. The motion passed by majority vote. Members voting "Yes" were: **Hart, Kirby, Miller, Modisett, Rackas Pate, Redifer, Tomlin, and Wood.** **Cronin and Kinser** voted "no."

File Number
2006-02729
Ramon
Hazard, t/a
Master
Sealcoating &
Paving

Orange, Smith and Walton were absent.

In the matter of Recovery Fund File Number 2006-02519, Katrina Greene (Claimant) vs. S & S Building and Improvements, Inc. (Regulant); the board reviewed the record, which consisted of the claim

File Number
2006-02519
S & S Building

file, transcript and exhibits from the IFF, and the summary and recommendation. **S & S Building and Improvements, Inc. (Regulant)** did not appear at the board meeting. **Katrina Greene (Claimant)** appeared at the board meeting and shared her agreement with the board. **Mr. Hollar**, the Board's Hearing Representative was not present and did not participate during the discussion or the vote. After discussion, a motion was made by **Mr. Kirby** and seconded by **Mr. Hart** to adopt the claim review and the hearing officer's recommendations and summary for violations and approved the claim for payment in the amount of \$20,000.00. The motion passed by unanimous vote. Members voting "Yes" were: **Cronin, Hart, Kinser, Kirby, Miller, Modisett, Rackas Pate, Redifer, Tomlin, and Wood.**

**and
Improvements,
Inc.**

Orange, Smith and Walton were absent.

In the matter of Recovery Fund File Number 2006-02524, **Terrell Health (Claimant) vs. Brian Branscome Building Company, LLC (Regulant)**; the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **Brian Branscome Building Company, LLC (Regulant)** did not appear at the board meeting. **Terrell Heath (Claimant)** appeared at the board meeting and shared his agreement with the board. **Mr. Hollar**, the Board's Hearing Representative was not present and did not participate during the discussion or the vote. After discussion, a motion was made by **Ms. Wood** and seconded by **Ms. Rackas Pate** to adopt the claim review and the hearing officer's recommendations and summary for violations and approved the claim for payment in the amount of \$13,063.00. The motion passed by unanimous vote. Members voting "Yes" were: **Cronin, Hart, Kinser, Kirby, Miller, Modisett, Rackas Pate, Redifer, Tomlin, and Wood.**

**File Number
2006-02524
Brian
Branscome
Building
Company, LLC**

Orange, Smith and Walton were absent.

In the matter of Recovery Fund File Number 2006-03342, **Dianne Winston (Claimant) vs. Amar Singh, t/a Kitchens By Design (Regulant)**; the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **Amar Singh, t/a Kitchens By Design (Regulant)** did not appear at the board meeting. **Dianne Winston (Claimant)** did not appear at the board meeting. **Mr. Hollar**, the Board's Hearing Representative was not present and did not participate during the discussion or the vote. Handout was distributed to the Board members by **Ms. Traylor**. After discussion, a motion was made by **Mr. Kirby** and seconded by **Ms. Wood** to adopt the claim review and the hearing officer's recommendations and summary for violations and approved the claim for payment in the amount of \$114,600.00. The motion passed by unanimous

**File Number
2006-03342
Amar Singh, t/a
Kitchens By
Design**

vote. Members voting "Yes" were: Cronin, Hart, Kinser, Kirby, Miller, Modisett, Rackas Pate, Redifer, Tomlin, and Wood.

Orange, Smith and Walton were absent.

In the matter of Recovery Fund File Number 2006-03636, Elizabeth Key (Claimant) vs. Michael Andrews, t/a Andrew's Construction (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. Michael Andrews, t/a Andrew's Construction (Regulant) did not appear at the board meeting. Elizabeth Key (Claimant) did not appear at the board meeting. Mr. Hollar, the Board's Hearing Representative was not present and did not participate during the discussion or the vote. After discussion, a motion was made by Mr. Redifer and seconded by Ms. Wood to adopt the claim review and the hearing officer's recommendations and summary for violations and approved the claim for payment in the amount of \$1,822.86. The motion passed by unanimous vote. Members voting "Yes" were: Cronin, Hart, Kinser, Kirby, Miller, Modisett, Rackas Pate, Redifer, Tomlin, and Wood.

File Number
2006-03636
Michael
Andrews, t/a
Andrew's
Construction

Orange, Smith and Walton were absent.

In the matter of Recovery Fund File Number 2006-04793, Irma Peil (Claimant) vs. Tamara & James Maddox, t/a Mountain View Construction (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. Tamara & James Maddox, t/a Mountain View Construction (Regulant) did not appear at the board meeting. Irma Peil (Claimant) appeared at the board meeting and shared her agreement with the board. Mr. Hollar, the Board's Hearing Representative was not present and did not participate during the discussion or the vote. After discussion, a motion was made by Ms. Wood and seconded by Mr. Hart to adopt the claim review and the hearing officer's recommendations and summary for violations and approved the claim for payment in the amount of \$10,618.12. The motion passed by unanimous vote. Members voting "Yes" were: Cronin, Hart, Kinser, Kirby, Miller, Modisett, Rackas Pate, Redifer, Tomlin, and Wood.

File Number
2006-04793
James Maddox,
t/a Mountain
View
Construction

Orange, Smith and Walton were absent.

In the matter of Recovery Fund File Number 2007-00244, Deborah Trinite (Claimant) vs. Joshua Houchins, t/a J M Houchins Construction & Development (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the

File Number
2007-00244
Joshua
Houchins, t/a J

IFF, and the summary and recommendation. **Joshua Houchins, t/a J M Houchins Construction & Development (Regulant)** did not appear at the board meeting. **Deborah Trinite (Claimant)** appeared at the board meeting and shared her agreement with the board. **Mr. Hollar**, the Board's Hearing Representative was not present and did not participate during the discussion or the vote. After discussion, a motion was made by **Ms. Wood** and seconded by **Mr. Redifer** to adopt the claim review and the hearing officer's recommendations and summary for violations and approved the claim for payment in the amount of \$7,741.25. The motion passed by unanimous vote. Members voting "Yes" were: **Cronin, Hart, Kinser, Kirby, Miller, Modisett, Rackas Pate, Redifer, Tomlin, and Wood.**

**M Houchins
Construction &
Development**

Orange, Smith and Walton were absent.

In the matter of Recovery Fund File Number 2007-00428, **Frederick and Carol Hammersen (Claimants) vs. By Design Home Improvement, Inc., t/a Perfect solution Contractor (Regulant)**; the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **By Design Home Improvement, Inc., t/a Perfect Solution Contractor (Regulant)** did not appear at the board meeting. **Frederick & Carol Hammersen's (Claimant) attorney, John C. Altmiller**, appeared at the board meeting and shared his agreement with the board. **Mr. Hollar**, the Board's Hearing Representative was not present and did not participate during the discussion or the vote. After discussion, a motion was made by **Ms. Wood** and seconded by **Ms. Rackas Pate** to adopt the claim review and the hearing officer's recommendations and summary for violations and approved the claim for payment in the amount of \$20,000.00. The motion passed by unanimous vote. Members voting "Yes" were: **Cronin, Hart, Kinser, Kirby, Miller, Modisett, Rackas Pate, Redifer, Tomlin, and Wood.**

**File Number
2007-00428
By Design
Home
Improvement,
Inc., t/a Perfect
Solution
Contractor**

Orange, Smith and Walton were absent.

In the matter of Recovery Fund File Number 2006-03111, **Lee Munsick (Claimants) vs. Ralph Johnson, Jr., t/a R D Johnson Builders (Regulant)**; the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **Ralph Johnson, Jr., t/a R D Johnson Builders (Regulant)** appeared at the board meeting and share his agreement with the board. **Lee Munsick (Claimant)** did not appear at the board meeting and shared his agreement with the board. **Mr. Hollar**, the Board's Hearing Representative was not present and did not participate during the discussion or the vote. After discussion, a motion was made by **Ms. Wood** and seconded by **Mr. Kirby** to adopt the claim review and the hearing

**File Number
2006-03111
Ralph Johnson,
Jr., t/a R D
Johnson
Builders**

officer's recommendations and summary for violations and denied the claim for payment. The motion passed by unanimous vote. Members voting "Yes" were: **Cronin, Hart, Kinser, Kirby, Miller, Modisett, Rackas Pate, Redifer, Tomlin, and Wood.**

Orange, Smith and Walton were absent.

In the matter of Disciplinary File Number 2006-02996, Ann Masuda, t/a Perfect Solution (Respondent); the board reviewed the record, which consisted of the disciplinary file, transcript and exhibits from the IFF, and the summary and recommendation. **Lawrence Tracy, Esq. and Ann Masuda (Respondent)** appeared at the IFF. Lawrence Tracy attorney for Ann Masuda attended the Board meeting. He addressed the Board.

**File Number
2006-02996
Ann Masuda
t/a Perfect
Solution**

As the Board Representative, **Mr. Modisett** was not present and did not vote. After discussion, a motion was made by **Mr. Kirby** and seconded by **Mr. Redifer** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations for a finding of no violation.

The motion was approved unanimously. Members voting "Yes" were: **Miller, Kirby, Kinser, Cronin, Wood, Redifer, Hart, Tomlin and Rackas Pate.**

Smith, Orange and Walton were absent.

In the matter of Disciplinary File Number 2006-00332, M O Brockett (Respondent); the board reviewed the record, which consisted of the disciplinary file, transcript and exhibits from the IFF, and the summary and recommendation. **M O Brockett (Respondent)** appeared at the IFF. Milton O Brockett attended the Board meeting. He addressed the Board. Lillian and John Cros (Complainant) attended the IFF and the Board meeting. She addressed the Board

**File Number
2007-00332
M O Brockett,
t/a M O
Brockett
Electrical
Contractor**

As the Board Representative, **Mrs. Wall and Mrs. Wood** were not present and did not vote. After discussion, a motion was made by **Mr. Cronin** and seconded by **Mrs. Tomlin** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with amended Recommendations. The Board voted to remove revocation of license 2705-000206 from the order and to suspend it instead until the judgment is satisfied. The Board found that **M O Brockett**, violated the following sections of its Regulations:

Board for Contractors Meeting Minutes

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Effective January 1, 2003		
Count 1:	18 VAC 50-22-260.B 14	
Count 2:	18 VAC 50-22-260 B 14	
Count 3:	18 VAC 50-22-260 B 16	
Count 4:	18 VAC 50-22-260 B 16	
Effective	September 1, 2001	
Count 5	18 VAC 50-22-260 B 28	Two violations

The motion was approved unanimously. Members voting "Yes" were: **Miller, Kirby, Kinser, Modisett, Cronin, Redifer, Hart, Tomlin and Rackas Pate.**

Smith, Orange and Walton were absent.

After discussion a motion was made by **Mr. Cronin** and seconded by **Mr. Redifer** to impose the following sanctions:

Count 1:	\$1,900.00	
Count 2:	\$1,900.00	
Count 3	\$2,000.00	
Count 4	\$2,000.00	
Count 5	\$4,000.00	Two violations
Total		\$11,800.00
The Board required suspension of license number 2705-000206 for violation of count 5 until Brockett satisfies the outstanding judgments and provides proof to the Board that the judgments have been satisfied.		

The motion was approved unanimously. Members voting "Yes" were: **Miller, Kirby, Kinser, Modisett, Cronin, Redifer, Hart, Tomlin and Rackas Pate.**

Smith, Orange and Walton were absent.

In the matter of Disciplinary File Number 2006-00787, John Colville, t/a Colville Carpentry & Home Repair (Respondent); the board reviewed the record, which consisted of the disciplinary file, transcript and exhibits from the IFF, and the summary and recommendation. **John Colville (Respondent)** appeared at the IFF. Neither Colville Carpentry nor anyone on his behalf attended the Board meeting. Ellen Levitt

File Number
2006-00787
John Colville,
t/a Colville
Carpentry &
Home Repair

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(Complainant) attended the IFF.

As the Board Representative, **Mr. Hart** was not present and did not vote. After discussion, a motion was made by **Mr. Redifer** and seconded by **Mr. Modisett** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **John Colville**, violated the following sections of its Regulations:

Effective September 1, 2001		
Count 4:	18 VAC 50-22-260.B 13	
Count 5:	18 VAC 50-22-260 B 28	
Count 6:	18 VAC 50-22-230 B	

The motion was approved unanimously. Members voting "Yes" were: **Miller, Kirby, Kinser, Modisett, Cronin, Redifer, Wood, Tomlin and Rackas Pate.**

Smith, Orange and Walton were absent.

After discussion a motion was made by **Mr. Redifer** and seconded by **Mr. Hart** to impose the following sanctions:

Count 4:	\$2,000.00	
Count 5:	\$2,000.00	
Count 6	\$400.00	
Total		\$4,400.00
The Board required John Colville have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 days. The Board closed Counts 1, 2 and 3 with a finding of no violation. The Board revoked license number 2705-097660 for violation of counts 4 and 5.		

The motion was approved unanimously. Members voting "Yes" were: **Miller, Kirby, Kinser, Modisett, Cronin, Redifer, Wood, Tomlin and Rackas Pate.**

Smith, Orange and Walton were absent.

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In the matter of R Disciplinary File Number 2006-05157, Herman L Chaney, t/a H C Home Improvements (Respondent); the board reviewed the record, which consisted of the disciplinary file, transcript and exhibits from the IFF, and the summary and recommendation. **Herman L Chaney (Respondent)** appeared at the IFF. **Herman Chaney** attended the Board meeting. **Kenneth Litten (Complainant)** attended the IFF.

File Number
2006-05157
Herman L
Chaney, t/a H
C Home
Improvements

As the Board Representative, **Mrs. Wall** and **Mr. Orange** were not present and did not vote. After discussion, a motion was made by **Mr. Redifer** and seconded by **Mrs. Wood** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with amended Recommendations. To amend count 1 and 4 to required completion of remedial education. The Board found that **Herman L Chaney**, violated the following sections of its Regulations:

Effective February 1, 2006		
Count 1:	18 VAC 50-22-260.B 9	
	September 1, 2001	
Count 2:	18 VAC 50-22-230 B 27	
Count 3:	18 VAC 50-22-260 B 27	
Count 4	18 VAC 50-22-260 B 31	
Count 5	18 VAC 50-22-260 B 15	
Count 6	18 VAC 50-22-260 B 16	
Count 7	18 VAC 50-22-260 B 13	

The motion was approved unanimously. Members voting "Yes" were: **Miller, Kirby, Kinser, Modisett, Cronin, Redifer, Wood, Tomlin, Hart and Rackas Pate.**

Smith, Orange and **were Walton** absent.

After discussion a motion was made by **Mr. Kirby** and seconded by **Mrs. Wood** to impose the following sanctions:

Count 1	\$500.00	
Count 2	\$660.00	
Count 3	\$660.00	
Count 4:	\$360.00	
Count 5:	\$1,700.00	
Count 6	\$2,000 00	
Count 7	\$1,350.00	
Total		\$7,230.00

The Board required **Herman L Chaney** have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 days. The Board revoked license number 2705-098201 for violation of counts 2,3,5,6 and 7.

The motion was approved unanimously. Members voting "Yes" were: **Miller, Kirby, Kinser, Modisett, Cronin, Redifer, Wood, Tomlin, Hart and Rackas Pate.**

Smith, Orange and Walton were absent.

In the matter of Disciplinary File Number 2005-03931, Potomac Shore Homes, Inc (Respondent); the board reviewed the record, which consisted of the disciplinary file, transcript and exhibits from the IFF, and the summary and recommendation. **Potomac Shore Homes, Inc. (Respondent)** appeared at the IFF. **Doug Braith (Complainant)** attended the Board meeting. He addressed the Board.

File Number
2005-03931
Potomac Shore
Homes, Inc

As the Board Representative, **Mr. Kirby** was not present and did not vote. After discussion, a motion was made by **Mr. Redifer** and seconded by **Mrs. Wood** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations for a finding of no violation.

The motion was approved unanimously. Members voting "Yes" were: **Miller, Wood, Kinser, Modisett, Cronin, Redifer, Hart, Tomlin and Rackas Pate.**

Smith, Orange and Walton were absent.

In the matter of Disciplinary File Number 2006-00787, Michael Diggs, t/a Ace Designs & Construction (Respondent); the board reviewed the record, which consisted of the disciplinary file, transcript and exhibits from the IFF, and the summary and recommendation. **Michael J Diggs (Respondent)** appeared at the IFF. Neither Diggs nor anyone on his behalf attended the Board meeting. **Charles and Joanne Marcus (Complainant)** attended the IFF. **Joanne Marcus** addressed the Board.

File Number
2006-03274
Michael J
Diggs, t/a Ace
Designs &
Construction

As the Board Representative, **Mr. Hart/ Mr. Kinser** were not present and did not vote. **Mr. Kirby chaired this case.** After discussion, a motion was made by **Mrs. Wood** and seconded by **Mrs. Rackas Pate** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **Michael J Diggs**, violated the following sections of its Regulations:

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Effective January 1, 2003		
Count 1:	18 VAC 50-22-260.B 9	
Count 2:	18 VAC 50-22-260 B 6	
Count 6:	18 VAC 50-22-260 B 28	

The motion was approved unanimously. Members voting "Yes" were: **Miller, Kirby, Modisett, Cronin, Redifer, Wood, Tomlin and Rackas Pate.**

Smith, Orange and Walton were absent.

After discussion a motion was made by **Mr. Redifer** and seconded by **Mr. Hart** to impose the following sanctions:

Count 1:	\$250.00	
Count 2:	\$600.00	
Count 6	\$2,500.00	
Total		\$3,350.00
The Board required Michael J Diggs have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 days. The Board closed Counts 3, 4 and 5 with a finding of no violation. The Board revoked license number 2705-059743 for violation of count 6.		

The motion was approved unanimously. Members voting "Yes" were: **Miller, Kirby, Kinser, Modisett, Cronin, Redifer, Wood, Tomlin and Rackas Pate.**

Smith, Orange and Walton were absent.

In the matter of Disciplinary File Number 2006-00586, C E Williams Construction Inc, t/a C E Williams Construction Inc (Respondent); the board reviewed the record, which consisted of the disciplinary file, transcript and exhibits from the IFF, and the summary and recommendation. **C E Williams Construction Inc t/a C E Williams Construction Inc (Respondent)** did not appear at the IFF or the Board meeting. **Eddie and Ruth Thomas (Complainant)** attended the IFF.

As the Board Representative, **Mr. Hart** was not present and did not vote.

File Number
2006-00586
C E Williams
Construction
Inc t/a C E
Williams
Construction
Inc

After discussion, a motion was made by **Mr. Redifer** and seconded by **Mr. Kirby** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **C E Williams Construction Inc.** violated the following sections of its Regulations:

Effective January 1, 2003		
Count 1	18 VAC 50-22-260.B 15	
Count 2	18 VAC 50-22-260 B 14	
Count 3:	18 VAC 50-22-260 B 16	
Count 4:	18 VAC 50-22-260 B 28	
Effective	September 1, 2001	
Count 5:	18 VAC 50-22-260 B 13	

The motion was approved unanimously. Members voting "Yes" were: **Miller, Kirby, Kinser, Modisett, Cronin, Redifer, Wood, Tomlin and Rackas Pate.**

Smith, Orange and Walton were absent.

After discussion a motion was made by **Mr. Redifer** and seconded by **Mr. Hart** to impose the following sanctions:

Count 1	\$2,500.00	
Count 2	\$2,000.00	
Count 3	\$2,000.00	
Count 4:	\$2,500.00	
Count 5:	\$2,500.00	
Total		\$11,500.00
The Board revoked license number 2705-021010 for violation of counts 1, 2, 3, 4 and 5.		

The motion was approved unanimously. Members voting "Yes" were: **Miller, Kirby, Kinser, Modisett, Cronin, Redifer, Wood, Tomlin and Rackas Pate.**

Smith, Orange and Walton were absent.

In the matter of Disciplinary File Number 2006-00586, Premier Fence And Deck Company LLC, t/a Premier Fence And Deck Company

**File Number
2007-00384**

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LLC (Respondent); the board reviewed the record, which consisted of the disciplinary file, transcript and exhibits from the IFF, and the summary and recommendation. **Premier Fence And Deck Company LLC t/a Premier Fence And Deck Company LLC (Respondent)** did not appear at the IFF or the Board meeting. **Emilio Perez** (Complainant) attended the IFF.

**Premier Fence
And Deck
Company LLC,
t/a Premier
Fence And
Deck**

As the Board Representative, **Mr. Hart and Mr. Smith** were not present and did not vote. After discussion, a motion was made by **Mr. Redifer** and seconded by **Mr. Kirby** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **Premier Fence And Deck Company LLC**, violated the following sections of its Regulations:

Effective February 1, 2006		
Count 1	18 VAC 50-22-260.B 9	
Effective	September 1, 2001	
Count 2	18 VAC 50-22-260 B 15	
Count 3:	18 VAC 50-22-260 B 16	
Count 4:	18 VAC 50-22-260 B 13	
Count 5:	18 VAC 50-22-230 B	

The motion was approved unanimously. Members voting "Yes" were: **Miller, Kirby, Kinser, Modisett, Cronin, Redifer, Wood, Tomlin and Rackas Pate.**

Smith, Orange and Walton were absent.

After discussion a motion was made by **Mr. Redifer** and seconded by **Mr. Kirby** to impose the following sanctions:

Count 1	\$200.00	
Count 2	\$2,000.00	
Count 3	\$2,000.00	
Count 4:	\$2,000.00	
Count 5:	\$300.00	
Total		\$6,500.00
In addition, for violation of Count 1, the Board voted to require Premier Fence And Deck Company LLC have a member of Responsible Management successfully complete a Board-approved remedial education class. The Board revoked license number 2705-		

099493 for violation of counts 2, 3 and 4.

The motion was approved unanimously. Members voting "Yes" were: **Miller, Kirby, Kinser, Modisett, Cronin, Redifer, Wood, Tomlin and Rackas Pate.**

Smith, Orange and Walton were absent.

In the matter of Disciplinary File Number 2006-03467, Kimberly D Reid, t/a New Beginnings (Respondent); the board reviewed the record, which consisted of the disciplinary file, transcript and exhibits from the IFF, and the summary and recommendation. **Kimberly D. Reid t/a New Beginnings (Respondent) did not** appear at the IFF or the Board meeting. **Larry Zilliox (Complainant)** attended the IFF.

File Number
2006-03467
Kimberly D
Reid, t/a New
Beginnings

As the Board Representative, **Mr. Kirby** was not present and did not vote. After discussion, a motion was made by **Mrs. Wood** and seconded by **Mrs. Rackas Pate** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **Kimberly D Reid**, violated the following sections of its Regulations:

Effective September 1, 2001		
Count 1	18 VAC 50-22-260.B 8	
Count 2	18 VAC 50-22-260 B 9	
Count 3:	18 VAC 50-22-260 B 31	
Count 4:	18 VAC 50-22-260 B 15	
Count 5	18 VAC 50-22-260 B 16	
Count 6:	18 VAC 50-22-260 B 6	
Count 7	18 VAC 50-22-260 B 13	

The motion was approved unanimously. Members voting "Yes" were: **Miller, Hart, Kinser, Modisett, Cronin, Redifer, Wood, Tomlin and Rackas Pate.**

Smith, Orange and Walton were absent.

After discussion a motion was made by **Mr. Redifer** and seconded by **Mrs. Wood** to impose the following sanctions:

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Count 1	\$500.00	
Count 2	\$600.00	
Count 3	\$500.00	
Count 4:	\$1,500.00	
Count 5:	\$1,500.00	
Count 6	\$1,500.00	
Count 7	\$1,000.00	
Total		\$7,100.00
In addition, for violation of Count 1, the Board voted to require Kimberly D Reid have a member of Responsible Management successfully complete a Board-approved remedial education class. The Board revoked license number 2705-085233 for violation of counts 4, 5 and 6.		

The motion was approved unanimously. Members voting "Yes" were: **Miller, Hart, Kinser, Modisett, Cronin, Redifer, Wood, Tomlin and Rackas Pate.**

Smith, Orange and Walton were absent.

In the matter of Disciplinary File Number 2006-04535, DrBuildit Inc (Respondent); the board reviewed the record, which consisted of the disciplinary file, transcript and exhibits from the IFF, and the summary and recommendation. **DrBuildit Inc (Respondent) did not** appear at the IFF or the Board meeting. **Tammy Calder (Complainant)** attended the IFF.

File Number
2006-04535
DrBuildit Inc

As the Board Representative, **Mr. Kirby** was not present and did not vote. After discussion, a motion was made by **Mr. Redifer** and seconded by **Mr. Modisett** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **DrBuildit Inc**, violated the following sections of its Regulations:

Effective January 1, 2003		
Count 1	18 VAC 50-22-260.B 9	
Count 2	18 VAC 50-22-260 B 5	
Count 3:	18 VAC 50-22-260 B 15	
Count 4:	18 VAC 50-22-260 B 16	

The motion was approved unanimously. Members voting "Yes" were: **Miller, Hart, Kinser, Modisett, Cronin, Redifer, Wood, Tomlin and Rackas Pate.**

Smith, Orange and Walton were absent.

After discussion a motion was made by **Mrs. Wood** and seconded by **Mrs. Pate** to impose the following sanctions:

Count 1	\$500.00	
Count 2	\$2,500.00	
Count 3	\$2,500.00	
Count 4:	\$2,500.00	
Total		\$8,000.00
In addition, for violation of Count 1, the Board voted to require DrBuildit Inc have a member of Responsible Management successfully complete a Board-approved remedial education class. The Board revoked license number 2705-076548 for violation of counts 2, 3 and 4.		

The motion was approved unanimously. Members voting "Yes" were: **Miller, Hart, Kinser, Modisett, Cronin, Redifer, Wood, Tomlin and Rackas Pate.**

Smith, Orange and Walton were absent.

In the matter of Disciplinary File Number 2006-05007, DrBuildit Inc (Respondent); the board reviewed the record, which consisted of the disciplinary file, transcript and exhibits from the IFF, and the summary and recommendation **DrBuildt Inc (Respondent) did not** appear at the IFF or the Board meeting. **Ronald and Margaret White (Complainant)** attended the IFF.

File Number
2006-05007
DrBuildit Inc

As the Board Representative, **Mr. Kirby** was not present and did not vote. After discussion, a motion was made by **Mr. Redifer** and seconded by **Mr. Hart** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **DrBuildit Inc**, violated the following sections of its Regulations:

Effective January 1, 2003		
Count 1	18 VAC 50-22-260.B 9	Two violations
Count 2	18 VAC 50-22-260 B 5	
Count 3:	18 VAC 50-22-260 B 15	
Count 4:	18 VAC 50-22-260 B 16	

The motion was approved unanimously. Members voting "Yes" were: **Miller, Hart, Kinser, Modisett, Cronin, Redifer, Wood, Tomlin and Rackas Pate.**

Smith, Orange and Walton were absent.

After discussion a motion was made by **Mrs. Rackas Pate** and seconded by **Mrs. Wood** to impose the following sanctions:

Count 1	\$1,000.00	
Count 2	\$2,500.00	
Count 3	\$2,500.00	
Count 4:	\$2,500.00	
Total		\$8,500.00
In addition, for violation of Count 1, the Board voted to require DrBuildit Inc have a member of Responsible Management successfully complete a Board-approved remedial education class. The Board revoked license number 2705-076548 for violation of counts 2, 3 and 4.		

The motion was approved unanimously. Members voting "Yes" were: **Miller, Hart, Kinser, Modisett, Cronin, Redifer, Wood, Tomlin and Rackas Pate.**

Smith, Orange and Walton were absent.

In the matter of Disciplinary File Number 2007-00142, David Andrew Lunn Sr, t/a Lunn Construction (Respondent); the board reviewed the record, which consisted of the disciplinary file, transcript and exhibits from the IFF, and the summary and recommendation. **David Lunn Sr (Respondent)** appeared at the IFF . He did not attend the Board meeting. **Mark and Bonnie Shain (Complainant)** attended the IFF.

File Number
2007-00142
David Andrew
Lunn Sr, t/a
Lunn
Construction

As the Board Representative, **Mr. Kirby** was not present and did not vote. After discussion, a motion was made by **Mr. Modisett** and seconded by **Mrs. Wood** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found **that David Andrew Lunn Sr,** violated the following sections of its Regulations:

Effective January 1, 2003

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Count 1	18 VAC 50-22-260.B 15	
Count 2	18 VAC 50-22-230 B	
Count 3:	18 VAC 50-22-260 B 13	

The motion was approved unanimously. Members voting "Yes" were: **Miller, Hart, Kinser, Modisett, Cronin, Redifer, Wood, Tomlin and Rackas Pate.**

Smith, Orange and Walton were absent.

After discussion a motion was made by **Mrs. Wood** and seconded by **Mr. Hart** to impose the following sanctions:

Count 1	\$2,500.00	
Count 2	\$500.00	
Count 3	\$1,000.00	
Total		\$4,000.00
In addition, for violation of Counts 2 and 3, the Board voted to require David Andrew Lunn Sr have a member of Responsible Management successfully complete a Board-approved remedial education class. The Board revoked license number 2705-090173 for violation of count 1.		

The motion was approved unanimously. Members voting "Yes" were: **Miller, Hart, Kinser, Modisett, Cronin, Redifer, Wood, Tomlin and Rackas Pate.**

Smith, Orange and Walton were absent.

In the matter of Disciplinary File Number 2006-05039, Robert Kenneth Rice, t/a Rice Enterprises Construction (Respondent); the board reviewed the record, which consisted of the disciplinary file, transcript and exhibits from the IFF, and the summary and recommendation. **Robert Kenneth Rice, t/a Rice Enterprises Construction (Respondent)** did not appear at the IFF or the Board meeting.

**File Number
2006-05039
Robert
Kenneth Rice,
t/a Rice
Enterprises
Construction**

As the Board Representative, **Mr. Modisett** was not present and did not vote. After discussion, a motion was made by **Mr. Redifer** and seconded by **Mr. Kirby** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **Kenneth Rice**, violated the

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following sections of its Regulations:

Effective September 1, 2001		
Count 1	18 VAC 50-22-260.B 27	
Count 2	18 VAC 50-22-260 B 14	
Count 3:	18 VAC 50-22-260 B 16	
Count 4:	18 VAC 50-22-260 B 13	
Count 5:	18 VAC 50-22-260 B 28	

The motion was approved unanimously. Members voting "Yes" were: **Miller, Kirby, Kinser, Hart, Cronin, Redifer, Wood, Tomlin and Rackas Pate.**

Smith, Orange and Walton were absent.

After discussion a motion was made by **Mrs. Wood** and seconded by **Mr. Redifer** to impose the following sanctions:

Count 1	\$1,200.00	
Count 2	\$1,500.00	
Count 3	\$1,500.00	
Count 4:	\$1,500.00	
Count 5:	\$1,200.00	
Total		\$6,900.00
In addition, for violation of Count 1, the Board voted to require Robert Kenneth Rice have a member of Responsible Management successfully complete a Board-approved remedial education class. The Board revoked license number 2705-0997413 for violation of counts 2, 3, 4 and 5.		

The motion was approved unanimously. Members voting "Yes" were: **Miller, Kirby, Kinser, Hart, Cronin, Redifer, Wood, Tomlin and Rackas Pate.**

Smith, Orange and Walton were absent.

In the matter of Disciplinary File Number 2007-00916, David M Walton (Respondent); the board reviewed the record, which consisted of the disciplinary file, transcript and exhibits from the IFF, and the summary and recommendation. **David M Walton (Respondent)** appeared at the IFF. **Karen Sallam (Complainant)** attended the IFF.

File Number
2007-00916
David M
Walton

As the Board Representative, **Mr. Modisett** was not present and did not vote. After discussion, a motion was made by **Mr. Redifer** and seconded by **Mrs. Wood** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **David M Walton** violated the following sections of its Regulations:

Effective September 1, 2001		
Count 1	18 VAC 50-22-260.B 14	
Count 2	18 VAC 50-22-260 B 28	

The motion was approved unanimously. Members voting "Yes" were: **Miller, Kirby, Kinser, Hart, Cronin, Redifer, Wood, Tomlin and Rackas Pate.**

Smith, Orange and Walton were absent.

After discussion a motion was made by **Mrs. Wood** and seconded by **Mr. Redifer** to impose the following sanctions:

Count 1	\$1,000.00	
Count 2	\$500.00	
Total		\$1,500.00
The Board revoked license number 2705-036444 for violation of counts 1 and 2.		

The motion was approved unanimously. Members voting "Yes" were: **Miller, Kirby, Kinser, Hart, Cronin, Redifer, Wood, Tomlin and Rackas Pate.**

Smith, Orange and Walton were absent.

In the matter of Disciplinary File Number 2006-01342, Harry James Potter Jr & Ryan Gulino, t/a P & G Decking (Respondent); the board reviewed the record, which consisted of the disciplinary file, transcript and exhibits from the IFF, and the summary and recommendation. **Harry James Potter Jr. & Ryan Gulino, t/a P & G Decking (Respondent) did not appear at the IFF or the Board meeting.**

**File Number
2006-01342
Harry James
Potter Jr &
Ryan Gulino,
t/a P & G
Decking**

As the Board Representative, **Mr. Orange** was not present and did not vote. After discussion, a motion was made by **Mr. Redifer** and seconded

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by **Mrs. Wood** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found **that Harry James Potter Jr & Ryan Gulino**, violated the following sections of its Regulations:

Effective January 1, 2003		
Count 1	18 VAC 50-22-260.B 9	
Count 2	18 VAC 50-22-260 B 15	
Count 3:	18 VAC 50-22-260 B 16	

The motion was approved unanimously. Members voting "Yes" were: **Miller, Kirby, Kinser, Modisett, Cronin, Hart, Redifer, Wood, Tomlin and Rackas Pate.**

Smith, Orange and Walton were absent.

After discussion a motion was made by **Mr. Redifer** and seconded by **Mrs. Wood** to impose the following sanctions:

Count 1	\$400.00	
Count 2	\$1,500.00	
Count 3:	\$1,500.00	
Total		\$3,400.00
In addition, for violation of Count 1, the Board voted to require Harry James Potter Jr & Ryan Gulino have a member of Responsible Management successfully complete a Board-approved remedial education class. The Board revoked license number 2705-087362 for violation of counts 2 and 3. The Board closed count 4 with a finding of no violation.		

The motion was approved unanimously. Members voting "Yes" were: **Miller, Kirby, Kinser, Modisett, Cronin, Redifer, Hart, Wood, Tomlin and Rackas Pate.**

Smith, Orange and Walton were absent.

In the matter of Disciplinary File Number 2006-03379, Air-Tite Window's & Exteriors Corp (Respondent); the board reviewed the record, which consisted of the disciplinary file, transcript and exhibits from the IFF, and the summary and recommendation. **Air-Tite Window's & Exteriors Corp (Respondent) did not appear at the IFF or the Board**

**File Number
2006-03379
Air-Tite
Window's &
Exteriors Corp**

meeting. **George L Ford and Vicki Dziek** (Complainant) participated in the IFF via telephone.

As the Board Representative, **Mr. Orange** was not present and did not vote. After discussion, a motion was made by **Mr. Redifer** and seconded by **Mrs. Rackas Pate** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **Air-Tite Window's & Exteriors Corp**, violated the following sections of its Regulations:

Effective September 1, 2001		
Count 2	18 VAC 50-22-260.B 25	
Count 3	18 VAC 50-22-230 B	

The motion was approved unanimously. Members voting "Yes" were: **Miller, Kirby, Kinser, Modisett, Cronin, Redifer, Wood, Hart, Tomlin and Rackas Pate.**

Smith, Orange and Walton were absent.

After discussion a motion was made by **Mr. Redifer** and seconded by **Mr. Kirby** to impose the following sanctions:

Count 1	\$1,500.00	
Count 2	\$1,500.00	
Total		\$3,000.00
In addition, for violation of Count 2 and 3, the Board voted to require Air-Tite Window's & Exteriors Corp have a member of Responsible Management successfully complete a Board-approved remedial education class. The Board revoked license number 2705-058142 for violation of count 1.		

The motion was approved unanimously. Members voting "Yes" were: **Miller, Kirby, Kinser, Modisett, Cronin, Redifer, Wood, Hart, Tomlin and Rackas Pate.**

Smith, Orange and Walton were absent.

Mrs. Tomlin left the meeting at 1:15 pm

Mrs. Tomlin
Left the
meeting

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In the matter of Disciplinary File Number 2006-03921, Byung Hun Choi, t/a Byung Hun Choi (Respondent); the board reviewed the record, which consisted of the disciplinary file, transcript and exhibits from the IFF, and the summary and recommendation. **Byung Hun Choi, t/a Byung Hun Choi (Respondent)** did not appear at the IFF or the Board meeting.

**File Number
2006-03921
Byung Hun
Choi, t/a Byung
Hun Choi**

As the Board Representative, **Mr. Orange** was not present and did not vote. After discussion, a motion was made by **Mrs. Wood** and seconded by **Mrs. Rackas Pate** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found **that Byung Hun Choi**, violated the following sections of its Regulations:

Effective September 1, 2001		
Count 1	18 VAC 50-22-260.B 18	
Count 3	18 VAC 50-22-260 B 13	
Count 4:	18 VAC 50-22-230 B	

The motion was approved unanimously. Members voting "Yes" were: **Miller, Kirby, Kinser, Modisett, Cronin, Redifer, Hart, Wood, and Rackas Pate.**

Smith, Orange, Tomlin and Walton were absent.

After discussion a motion was made by **Mrs. Rackas Pate** and seconded by **Mrs. Wood** to impose the following sanctions:

Count 1	\$2,500.00	
Count 3	\$1,500.00	
Count 4	\$1,500.00	
Total		\$5,500.00
The Board revoked license number 2705-100935 for violation of counts 1, 3 and 4. The Board closed Count 2 with a finding of no violation.		

The motion was approved unanimously. Members voting "Yes" were: **Miller, Kirby, Kinser, Modisett, Cronin, Redifer, Wood, and Rackas Pate.**

Smith, Orange, Tomlin and Walton were absent.

In the matter of Disciplinary File Number 2006-04180, Air-Tite Window's & Exteriors Corp (Respondent); the board reviewed the record, which consisted of the disciplinary file, transcript and exhibits from the IFF, and the summary and recommendation. **Air-Tite Window's & Exteriors Corp (Respondent) did not** appear at the IFF or the Board meeting. **Nandakumar K Sawant** (Complainant) attended the IFF.

File Number
2006-04180
Air-Tite
Window's &
Exteriors Corp

As the Board Representative, **Mr. Orange** was not present and did not vote. After discussion, a motion was made by **Mr. Redifer** and seconded by **Mrs. Rackas Pate** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **Air-Tite Window's & Exteriors Corp**, violated the following sections of its Regulations:

Effective January 1, 2003		
Count 2	18 VAC 50-22-260.B 15	
Count 3	18 VAC 50-22-260 B 14	
Count 4	18 VAC 50-22-260 B 13	

The motion was approved unanimously. Members voting "Yes" were: **Miller, Kirby, Kinser, Modisett, Cronin, Redifer, Wood, Hart, and Rackas Pate.**

Smith, Orange, Tomlin and Walton were absent.

After discussion a motion was made by **Mr. Redifer** and seconded by **Mr. Kirby** to impose the following sanctions:

Count 2	\$2,500.00	
Count 3	\$2,500.00	
Count 4	\$2,000.00	
Total		\$7,000.00
The Board revoked license number 2705-058142 for violation of count 2, 3 and 4. The Board closed Count 1 with a finding of no violation.		

The motion was approved unanimously. Members voting "Yes" were: **Miller, Kirby, Kinser, Modisett, Cronin, Redifer, Wood, Hart, and Rackas Pate.**

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Smith, Orange, Tomlin and Walton were absent

In the matter of Disciplinary File Number 2006-04627, Air-Tite Window's & Exteriors Corp (Respondent); the board reviewed the record, which consisted of the disciplinary file, transcript and exhibits from the IFF, and the summary and recommendation. **Air-Tite Window's & Exteriors Corp (Respondent) did not appear at the IFF or the Board meeting. J W Funkhouser (Complainant) attended the IFF.**

File Number

2006-04627

Air-Tite

Window's &

Exteriors Corp

As the Board Representative, **Mr. Orange** was not present and did not vote. After discussion, a motion was made by **Mr. Redifer** and seconded by **Mrs. Rackas Pate** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found **that Air-Tite Window's & Exteriors Corp**, violated the following sections of its Regulations:

Effective January 1, 2003		
Count 2	18 VAC 50-22-260.B 26	
Count 3	18 VAC 50-22-260 B 15	

The motion was approved unanimously. Members voting "Yes" were: **Miller, Kirby, Kinser, Modisett, Cronin, Redifer, Wood, Hart, and Rackas Pate.**

Smith, Orange, Tomlin and Walton were absent.

After discussion a motion was made by **Mr. Redifer** and seconded by **Mr. Kirby** to impose the following sanctions:

Count 1	\$1,500.00	
Count 2	\$2,500.00	
Total		\$4,000.00
In addition, for violation of Count 1 the Board voted to require Air-Tite Window's & Exteriors Corp have a member of Responsible Management successfully complete a Board-approved remedial education class. The Board revoked license number 2705-058142 for violation of count 2.		

The motion was approved unanimously. Members voting "Yes" were: **Miller, Kirby, Kinser, Modisett, Cronin, Redifer, Wood, Hart and Rackas Pate.**

Smith, Orange, Tomlin and Walton were absent

In the matter of Disciplinary File Number 2007-00512, Aquatic Innovations LLC, t/a Aquatic Innovations LLC (Respondent); the board reviewed the record, which consisted of the disciplinary file, transcript and exhibits from the IFF, and the summary and recommendation. Aquatic Innovations LLC t/a Aquatic Innovations LLC (Respondent) did not appear at the IFF or the Board meeting. Edward and Jessica Abrahante (Complainant) attended the IFF.

**File Number
2007-00512
Aquatic
Innovations
LLC, t/a
Aquatic
Innovations
LLC**

As the Board Representative, **Mr. Orange** was not present and did not vote. After discussion, a motion was made by **Mrs. Rackas Pate** and seconded by **Mrs. Wood** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **Aquatic Innovations LLC**, violated the following sections of its Regulations:

Effective February 1, 2006		
Count 1	18 VAC 50-22-260.B 9	
Effective	September 1, 2001	
Count 2	18 VAC 50-22-260 B 27	
Count 3:	18 VAC 50-22-260 B 6	
Count 4:	18 VAC 50-22-260 B 6	
Count 5:	18 VAC 50-22-260 B 13	

The motion was approved unanimously. Members voting "Yes" were: **Miller, Kirby, Kinser, Modisett, Cronin, Redifer, Wood and Rackas Pate.**

Smith, Orange, Tomlin and Walton were absent.

After discussion a motion was made by **Mr. Redifer** and seconded by **Mr. Hart** to impose the following sanctions:

Count 1	\$400.00	
Count 2	\$1,500.00	
Count 3	\$500.00	
Count 4:	\$1,000.00	
Count 5:	\$2,500.00	

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Total		\$5,900.00
In addition, for violation of Count 1, 2 and 3 the Board voted to require Aquatic innovations LLC have a member of Responsible Management successfully complete a Board-approved remedial education class.		
The Board revoked license number 2705-0090574 for violation of count 5.		

The motion was approved unanimously. Members voting "Yes" were: **Miller, Kirby, Kinser, Modisett, Cronin, Redifer, Wood and Rackas Pate.**

Smith, Orange, Tomlin and Walton were absent.

In the matter of Disciplinary File Number 2006-04615, Cornerstone Development LLC (Respondent); the board reviewed the record, which consisted of the disciplinary file, transcript and exhibits from the IFF, and the summary and recommendation. **Cornerstone Development LLC (Respondent) did not appear at the IFF or the Board meeting.**

**File Number
2006-04615
Cornerstone
Development
LLC**

As the Board Representative, **Mrs. Wall** was not present and did not vote. After discussion, a motion was made by **Mr. Redifer** and seconded by **Mr. Kirby** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **Cornerstone Development LLC**, violated the following sections of its Regulations:

Effective September 1, 2001		
Count 1	18 VAC 50-22-260.B 30	
Count 2	18 VAC 50-22-260 B 16	
Count 3	18 VAC 50-22-260 B 28	

The motion was approved unanimously. Members voting "Yes" were: **Miller, Kirby, Kinser, Modisett, Cronin, Redifer, Wood, Hart and Rackas Pate.**

Smith, Orange, Tomlin and Walton were absent.

After discussion a motion was made by **Mr. Redifer** and seconded by **Mr. Kirby** to impose the following sanctions:

Count 1	\$1,200.00	
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Count 2	\$2,000.00	
Count 3	\$ 2,000.00	
Total		\$5,200.00
The Board revoked license number 2705-079930 for violation of counts 1, 2 and 3.		

The motion was approved unanimously. Members voting "Yes" were: **Miller, Kirby, Kinser, Modisett, Cronin, Redifer, Wood, Hart and Rackas Pate.**

Smith, Orange, Tomlin and Walton were absent.

In the matter of Disciplinary File Number 2006-05179, Carl M Lewis Jr., t/a Commonwealth Merchant Service (Respondent); the board reviewed the record, which consisted of the disciplinary file, transcript and exhibits from the IFF, and the summary and recommendation. **Carl M Lewis Jr, t/a Commonwealth Merchant Service (Respondent)** appeared at the IFF. **Thomas Lankford** Complainant) attended the IFF.

**File Number
2006-05179
Carl M Lewis
Jr, t/a
Commonwealth
Merchant
Service**

As the Board Representative, **Mrs. Wall and Mrs. Wood** were not present and did not vote. After discussion, a motion was made by **Mr. Redifer** and seconded by **Mrs. Rackas Pate** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **Carl M Lewis Jr**, violated the following sections of its Regulations:

Effective January 1, 2003		
Count 1	18 VAC 50-22-260.B 18	
Count 2	18 VAC 50-22-260 B 15	
Count 3	18 VAC 50-22-260 B 16	

The motion was approved unanimously. Members voting "Yes" were: **Miller, Kirby, Kinser, Modisett, Cronin, Redifer, Hart and Rackas Pate.**

Smith, Orange, Tomlin and Walton were absent.

After discussion a motion was made by **Mr. Redifer** and seconded by **Mrs. Rackas Pate** to impose the following sanctions:

Count 1	\$700.00	
Count 2	\$1,700.00	

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Count 3	\$2,000.00	
Total		\$4,400.00
The Board revoked license number 2705-085853 for violation of count 1, 2 and 3.		

The motion was approved unanimously. Members voting "Yes" were: **Miller, Kirby, Kinser, Modisett, Cronin, Redifer, Hart and Rackas Pate.**

Smith, Orange, Tomlin and Walton were absent.

In the matter of Disciplinary File Number 2006-05219, Carol M Lewis Jr., t/a Commonwealth Merchant Service (Respondent); the board reviewed the record, which consisted of the disciplinary file, transcript and exhibits from the IFF, and the summary and recommendation. **Carl M Lewis Jr t/a Commonwealth Merchant Service (Respondent) did appear at the IFF. Dwight Morgan (Complainant) attended the IFF.**

**File Number
2006-05219
Carl M Lewis
Jr. t/a
Commonwealth
Merchant
Service**

As the Board Representative, **Mrs. Wall and Mrs. Wood** were not present and did not vote. After discussion, a motion was made by **Mr. Redifer** and seconded by **Mr. Kirby** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found **that Carl M Lewis Jr, violated the following sections of its Regulations:**

Effective January 1, 2003		
Count 1	18 VAC 50-22-260.B 9	
Count 2	18 VAC 50-22-260 B 5	
Count 3:	18 VAC 50-22-260 B 15	

The motion was approved unanimously. Members voting "Yes" were: **Miller, Kirby, Kinser, Modisett, Cronin, Redifer, Hart and Rackas Pate.**

Smith, Orange, Tomlin and Walton were absent.

After discussion a motion was made by **Mr. Redifer** and seconded by **Mr. Hart** to impose the following sanctions:

Count 1	\$200.00	
Count 2	\$1,000.00	

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Count 3	\$1,700.00	
Total		\$3,300.00
The Board revoked license number 2705-085853 for violation of counts 2 and 3.		

The motion was approved unanimously. Members voting "Yes" were: **Miller, Kirby, Kinser, Modisett, Cronin, Hart, Redifer and Rackas Pate.**

Smith, Orange, Tomlin and Walton were absent.

In the matter of Disciplinary File Number 2006-05389, Carl M. Lewis t/a Commonwealth Merchant Service (Respondent); the board reviewed the record, which consisted of the disciplinary file, transcript and exhibits from the IFF, and the summary and recommendation. **Carl M Lewis, Jr., t/a Commonwealth Merchant Service (Respondent)** nor attended the IFF. Anthony Adams attended the IFF.

**File Number
2006-05389
Carl M Lewis
Jr t/a
Commonwealth
Merchant
Service**

As the Board Representatives, **Mrs. Wall and Mrs. Wood** were not present and did not vote. After discussion, a motion was made by **Mr. Kirby** and seconded by **Mr. Redifer** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found **that Carl M Lewis Jr,** violated the following sections of its Regulations:

Effective January 1, 2003		
Count 1	18 VAC 50-22-260.B 18	
Count 2	18 VAC 50-22-260 B 14	

The motion was approved unanimously. Members voting "Yes" were: **Miller, Kirby, Kinser, Modisett, Cronin, Redifer, Hart and Rackas Pate.**

Smith, Orange, Tomlin and Walton were absent.

After discussion a motion was made by **Mr. Redifer** and seconded by **Mr. Kirby** to impose the following sanctions:

Count 1	\$700.00	
Count 2	\$2,000.00	

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Total		\$2,700.00
The Board revoked license number 2705-085853 for violation of counts 1 and 2.		

The motion was approved unanimously. Members voting "Yes" were: **Miller, Kirby, Kinser, Modisett, Cronin, Hart, Redifer and Rackas Pate.**

Smith, Orange, Tomlin and Walton were absent.

In the matter of Disciplinary File Number 2007-00125, Carl M Lewis Jr, t/a Commonwealth Merchant Service (Respondent); the board reviewed the record, which consisted of the disciplinary file, transcript and exhibits from the IFF, and the summary and recommendation. **Carl M Lewis (Respondent)** appeared at the IFF. **Alex and GERALINE Stukes (Complainants)** attended the IFF.

**File Number
2007-00125
Carl M Lewis
Jr. t/a
Commonwealth
Merchant
Service**

As the Board Representative, **Mrs. Wood and Ms. Wall** were not present and did not vote. After discussion, a motion was made by **Mr. Hart** and seconded by **Ms. Rackas Pate** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found **Carl M Lewis Jr.**, violated the following sections of its Regulations:

Effective January 1, 2003		
Count 1:	.18 VAC 50-22-260.B.18	
Count 2:	18 VAC 50-22-260.B.15	
Count 3:	18 VAC 50-22-260.B.16	

The motion was approved unanimously. Members voting "Yes" were: **Hart, Miller, Cronin, Hart, Redifer, Rackas Pate, Modisett and Kirby.**

Walton, Tomlin, Orange and Smith were absent.

After discussion a motion was made by **Mrs. Rackas Pate** and seconded by **Mr. Hart** to impose the following sanctions:

Count 1:	\$700.00	
Count 2:	\$1,700.00	
Count 3:	\$2,000.00	
Total		\$4,400.00

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The Board imposed revocation of license 2705-085853 for the violation of Count 1, 2 and 3.
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The motion was approved unanimously. Members voting "Yes" were:
Hart, Miller, Cronin, Hart, Redifer, Rackas Pate, Modisett and Kirby.

Walton, Tomlin, Orange and Smith were absent.

In the matter of Disciplinary File Number 2007-00651, Herman L Chaney, t/a H C Home Improvements (Respondent); the board reviewed the record, which consisted of the disciplinary file, transcript and exhibits from the IFF, and the summary and recommendation. **Herman L Chaney (Respondent) did not appear at the IFF.**

File Number
2007-00651
Herman L
Chaney, t/a H
C Home
Improvements

As the Board Representative, **Mrs. Wood and Ms. Wall** were not present and did not vote. After discussion, a motion was made by **Mr. Kirby** and seconded by **Mr. Redifer** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found **Herman L Chaney**, violated the following sections of its Regulations:

Effective January 1, 2003

Count 2:	18 VAC 50-22-260.B.14
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The motion was approved unanimously. Members voting "Yes" were:
Hart, Miller, Cronin, Hart, Redifer, Rackas Pate, Modisett and Kirby.

Walton, Tomlin, Orange and Smith were absent.

After discussion a motion was made by **Mrs. Rackas Pate** and seconded by **Mr. Hart** to impose the following sanctions:

Count 2:	\$1,900.00	
Total		\$1,900.00
The Board imposed revocation of license 2705-098201 for the violation of Count 1.		

The motion was approved unanimously. Members voting "Yes" were:
Hart, Miller, Cronin, Hart, Redifer, Rackas Pate, Modisett and Kirby.

Walton, Tomlin, Orange and Smith were absent.

In the matter of Disciplinary File Number 2006-05359, Kenneth W Patrick Sr t/a Patrick Renovations (Respondent); the Board reviewed the record, which consisted of the disciplinary file, transcript and exhibits from the IFF, and the summary and recommendation. Neither Patrick, Respondent, nor anyone on his behalf appeared at the IFF. He did not attend the Board meeting. Edward Kijewski, Complainant; attended the IFF.

**File Number
2006-05359
Kenneth W
Patrick Sr t/a
Patrick
Renovations**

As the Board Representative, **Ms. Wall, Mr. Kinser and Mrs. Wood** were not present and did not vote. Mr. Kirby chaired this case. After discussion, a motion was made by **Mrs. Rackas Pate** and seconded by **Mr. Redifer** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found **Kenneth W Patrick, Sr** violated the following sections of its Regulations:

Effective February 1, 2006		
Count 1:	18 VAC 50-22-260.B.9	
Effective	September 1, 2001	
Count 2	18 VAC 50-22-260 B 27	
Count 3	18 VAC 50-22-260 B 31	
Count 4	18 VAC 50-22-260 B 6	
Count 5	18 VAC 50-22-260 B 14	
Count 6	18 VAC 50-22-260 B 16	
Count 7	18 VAC 50-22-230 B	

The motion was approved unanimously. Members voting "Yes" were: **Hart, Miller, Cronin, Redifer, Rackas Pate, Modisett and Kirby.**

Walton, Tomlin, Orange and Smith were absent.

After discussion a motion was made by **Mrs. Rackas Pate** and seconded by **Mr. Redifer** to impose the following sanctions:

Count 1	\$400.00	
Count 2:	\$660.00	
Count 3	\$365.00	
Count 4	\$800.00	
Count 5	\$1,900.00	
Count 6	\$2,000.00	

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Count 7	\$500.00	
Total		\$6,625.00
In addition, for violation of Count 1, the Board voted to require Kenneth W Patrick Sr have a member of Responsible Management successfully complete a Board approved remedial education class within 90 days of the effective date of this order. The Board imposed revocation of license 2705-092776 for the violation of Count 2, 3 and 4, 5, 6 and 7.		

The motion was approved unanimously. Members voting "Yes" were: **Hart, Miller, Cronin, Redifer, Rackas Pate, Modisett and Kirby.**

Walton, Tomlin, Orange and Smith were absent.

In the matter of Disciplinary File Number 2007-01814, Herman L Chaney, t/a H C Home Improvements (Respondent); the board reviewed the record, which consisted of the disciplinary file, transcript and exhibits from the IFF, and the summary and recommendation. **Herman L Chaney (Respondent) did not appear at the IFF.**

**File Number
2007-01814
Herman L
Chaney, t/a H
C Home
Improvements**

As the Board Representative, **Ms. Wall** was not present and did not vote. After discussion, a motion was made by **Mr. Kirby** and seconded by **Mr. Redifer** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found **Herman L Chaney**, violated the following sections of its Regulations:

Effective September 1, 2001		
Count 1:	18 VAC 50-22-260.B.9	Two violations
Count 2	18 VAC 50-22-260 B 14	
Count 3	18 VAC 50-22-260 B 16	
Count 4	18 VAC 50-22-260 B 28	
Count 5	18 VAC 50-22-260 B 13	

The motion was approved unanimously. Members voting "Yes" were: **Hart, Miller, Cronin, Redifer, Rackas Pate, Wood, Modisett and Kirby.**

Walton, Tomlin, Orange and Smith were absent.

After discussion a motion was made by **Mrs. Rackas Pate** and seconded

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by **Mr. Hart** to impose the following sanctions:

Count 1	\$1,400.00	\$700. per violation
Count 2:	\$1,900.00	
Count 3	\$2,000.00	
Count 4	\$2,000.00	
Count 5	\$1,300.00	
Total		\$8,600.00
In addition, for violation of Count 1, the Board voted to require Herman L Chaney have a member of Responsible Management successfully complete a Board approved remedial education class within 90 days of the effective date of this order. The Board imposed revocation of license 2705-098201 for the violation of Count 2, 3 and 4.		

The motion was approved unanimously. Members voting "Yes" were: **Hart, Miller, Cronin, Redifer, Rackas Pate, Wood, Modisett and Kirby.**

Walton, Tomlin, Orange and Smith were absent.

In the matter of Consent Order File Number 20067-02867, Board v. Solid Surface Countertop Creations LLC, t/a Solid Surface Countertop Creations LLC, the Board reviewed the Consent Order.

Solid Surface Countertop Creations LLC t/a Solid Surface Countertop Creations LLC, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260.B.20	\$0
Count 2:	18 VAC 50-22-260.B.28	\$0
Total		\$0
In addition, Solid Surface Countertop Creations LLC agrees to revocation of its license number 2705-094247.		

**File Number
2006-02867
Solid Surface
Countertop
Creations LLC,
t/a Solid
Surface
Countertop**

Upon a motion by **Mr. Kirby** seconded by **Ms. Wood** the board ratified the consent order with an unanimous vote: Members voting "Yes" were: **Wood, Hart, Miller, Kinser, Cronin, Redifer, Tomlin, Rackas Pate, Modisett and Kirby.**

Orange, Smith and Walton were absent.

In the matter of Consent Order File Number 2006-00037, Board v. Carlton L. Davis, t/a C-n-c Contracting, the Board reviewed the Consent Order.

**File Number
2006-00037
Carlton L.
Davis, t/a C-n-c
Contracting**

Carlton L. Davis, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260.B.8	\$350.00
Count 2:	18 VAC 50-22-260.B.28	\$0
Board Costs		\$150.00
Total		\$500.00

A member of responsible management must successfully complete a Board approved remedial education class.

In addition, for violation of Count 2, Carlton L. Davis agrees to satisfy the judgment and provide the Board with proof of the satisfaction by August 31, 2007. Failure to pay the judgment b the specified time period will result in revocation of his license number 2705-054676.

Upon a motion by Mr. Kirby seconded by Ms. Wood the board ratified the consent order with an unanimous vote: Members voting "Yes" were: Wood, Hart, Miller, Kinser, Cronin, Redifer, Tomlin, Rackas Pate, Modisett and Kirby.

Orange, Smith and Walton were absent.

In the matter of Consent Order File Number 2006-04122, Board v. Thomas G. Neel, t/a A & T Builders, the Board reviewed the Consent Order.

**File Number
2006-04122
Thomas G.
Neel, t/a A & T
Builders**

Thomas G. Neel, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260.B.19	\$600.00
Count 2:	18 VAC 50-22-260.B.13	\$1,250.00
Board costs		\$150.00
Total		\$2,000.00

A member of responsible management must successfully complete a Board-approved remedial education class.

Upon a motion by Mr. Kirby seconded by Ms. Wood the board ratified the consent order with an unanimous vote: Members voting "Yes" were: Wood, Hart, Miller, Kinser, Cronin, Redifer, Tomlin, Rackas Pate,

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Modisett and Kirby.

Orange, Smith and Walton were absent.

In the matter of Consent Order File Number 2006-04208, Board v. Dunamis Inc, the Board reviewed the Consent Order.

**File Number
2006-04208
Dunamis Inc.**

Dunamis Inc, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260.B.2	\$0
Count 2:	18 VAC 50-22-260.B.22	\$0
Count 3:	18 VAC 50-22-260.B.23	\$0
Board costs		\$150.00
Total		\$150.00
In addition, Dunamis Inc. agrees to terminate its license (number 2705-086748) by completing a Certificate of License Termination form and submitting it to the Board within ninety (90) days of the effective date of this order.		

Upon a motion by Mr. Kirby seconded by Ms. Wood the board ratified the consent order with an unanimous vote: Members voting "Yes" were: Wood, Hart, Miller, Kinser, Cronin, Redifer, Tomlin, Rackas Pate, Modisett and Kirby.

Orange, Smith and Walton were absent.

In the matter of Consent Order File Number 2006-04420, Board v. Landmark Custom Homes Inc t/a Landmark Custom Homes Inc, the Board reviewed the Consent Order.

**File Number
2006-04420
Landmark
Custom Homes
Inc. t/a
Landmark
Custom Homes
Inc.**

Landmark Custom Homes Inc. acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260.B.9	\$350.00
Count 2:	18 VAC 50-22-260.B.31	\$400.00
Count 3:	18 VAC 50-22-260.B.6	\$800.00
Count 4:	18 VAC 50-22-260.B.27	\$350.00
Board costs		\$150.00
Total		\$2,050.00
A member of Responsible Management must successfully complete a		

Board-approved remedial education class.

Upon a motion by **Mr. Kirby** seconded by **Ms. Wood** the board ratified the consent order with an unanimous vote: Members voting "Yes" were: **Wood, Hart, Miller, Kinser, Cronin, Redifer, Tomlin, Rackas Pate, Modisett and Kirby.**

Orange, Smith and Walton were absent.

In the matter of Consent Order File Number 2006-04468, Board v. Fran E. Marquez, t/a Frank's Home Contractor, the Board reviewed the Consent Order.

File Number

2006-04468

Fran E.

Marquez, t/a

Frank's

Custom Home

Contractor

World Housing Corporation, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260.B.9	\$200.00
Count 2:	18 VAC 50-22-260.B.8	\$200.00
Count 3:	18 VAC 50-22-260.B.27	\$200.00
Count 4:	18 VAC 50-22-260.B.27	\$200.00
Count 5:	18 VAC 50-22-260.B.6	\$550.00
Count 6:	18 VAC-50-22-260.B.31	\$200.00
Board costs		\$150.00
Total		\$1,700.00
A member of responsible management must successfully complete a Board-approved remedial education class.		

Upon a motion by **Mr. Kirby** seconded by **Ms. Wood** the board ratified the consent order with an unanimous vote: Members voting "Yes" were: **Wood, Hart, Miller, Kinser, Cronin, Redifer, Tomlin, Rackas Pate, Modisett and Kirby.**

Orange, Smith and Walton were absent.

In the matter of Consent Order File Number 2006-05265, Board v. Kristian D. Kontur & Anthony W. Kontur, t/a Timberline Design Build, the Board reviewed the Consent Order.

File Number

2006-05265

Kristian D.

Kontur &

Anthony W.

Kontur, t/a

Timberline

Kristian D. Kontur & Anthony W. Kontur, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

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Design Build

Count 1:	18 VAC 50-22-260.B.19	\$2,500.00
Count 2:	18 VAC 50-22-260.B.18	\$2,500.00
Board costs		\$150.00
Total		\$5,150.00
In addition, for violation of Counts 1 and 2, Kristian D. Kontur & Anthony W. Kontur agrees to revocation of its license number 2705-055309.		

Upon a motion by **Mr. Kirby** seconded by **Ms. Wood** the board ratified the consent order with an unanimous vote: Members voting "Yes" were: **Wood, Hart, Miller, Kinser, Cronin, Redifer, Tomlin, Rackas Pate, Modisett and Kirby.**

Orange, Smith and Walton were absent.

In the matter of Consent Order File Number 2006-05298, Board v. Galaxy Home Improvement Inc, the Board reviewed the Consent Order.

**File Number
2006-05298
Galaxy Home
Improvement
Inc.**

Galaxy Home Improvement Inc acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260.B.27	\$350.00
Count 2:	18 VAC 50-22-260.B.27	\$350.00
Count 3:	18 VAC 50-22-260 B.31	\$200.00
Count 4:	18 VAC 50-22-230 B.13	\$600.00
Board costs		\$150.00
Total		\$1,650.00
A member of Responsible Management must successfully complete a Board-approved remedial education class.		

Upon a motion by **Mr. Kirby** seconded by **Ms. Wood** the board ratified the consent order with an unanimous vote: Members voting "Yes" were: **Wood, Hart, Miller, Kinser, Cronin, Redifer, Tomlin, Rackas Pate, Modisett and Kirby.**

Orange, Smith and Walton were absent.

In the matter of Consent Order File Number 2007-00066, Board v. Lions Watch & Company Inc, the Board reviewed the Consent Order.

**File Number
2007-00066
Lions Watch &
Company Inc**

Lions Watch & Company Inc, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations

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and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260.B.31	\$350.00
Board costs		\$150.00
Total		\$500.00
A member of Responsible Management must successfully complete a Board-approved remedial education class.		

Upon a motion by Mr. Kirby seconded by Ms. Wood the board ratified the consent order with an unanimous vote: Members voting "Yes" were: Wood, Hart, Miller, Kinser, Cronin, Redifer, Tomlin, Rackas Pate, Modisett and Kirby.

Orange, Smith and Walton were absent.

In the matter of Consent Order File Number 2007-00093, Board v. Thomas D. Johns t/a Legacy Wood Working, the Board reviewed the Consent Order.

File Number
2007-00093
Thomas D.
Johns, t/a
Legacy Wood
Working

Paul Barton Well Pump Inc, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260.B.6	\$500.00
Board costs		\$150.00
Total		\$650.00
A member of responsible management must successfully complete a Board-approved remedial education class.		

Upon a motion by Mr. Kirby seconded by Ms. Wood the board ratified the consent order with an unanimous vote: Members voting "Yes" were: Wood, Hart, Miller, Kinser, Cronin, Redifer, Tomlin, Rackas Pate, Modisett and Kirby.

Orange, Smith and Walton were absent.

In the matter of Consent Order File Number 2007-00327, Board v. C & M Drywall LLC, t/a C & M Drywall LLC, the Board reviewed the Consent Order.

File Number
2007-00327
C & M Drywall
LLC t/a C & M
Drywall LLC

Blackwell Contracting Inc, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-210.B.8	\$150.00
Count 2:	18 VAC 50-22-260 B.27	\$150.00

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Count 3:	18 VAC 50-22-260.B.6	\$300.00
Count 4:	18 VAC 50-22-260.B.29	\$200.00
Board costs		\$150.00
Total		\$950.00
A member of responsible management must successfully complete a Board-approved remedial education class.		

Upon a motion by Mr. Kirby seconded by Ms. Wood the board ratified the consent order with an unanimous vote: Members voting "Yes" were: Wood, Hart, Miller, Kinser, Cronin, Redifer, Tomlin, Rackas Pate, Modisett and Kirby.

Orange, Smith and Walton were absent.

In the matter of Consent Order File Number 2007-00336, Board v. David's Custom Barns LLC, t/a David's Custom Barns LLC, the Board reviewed the Consent Order.

File Number
2007-00336
David's
Custom Barns
LLC, t/a
David's
Custom Barns
LLC

David's Custom Barns LLC, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260.B.15	\$1,900.00
Count 2:	18 VAC 50-22-260.B.16	\$2,200.00
Board costs		\$150.00
Total		\$4,250.00
In addition, for violation of Count 2, David's Custom Barns LLC agrees to revocation of its license number 2705-095594.		

Upon a motion by Mr. Kirby seconded by Ms. Wood the board ratified the consent order with an unanimous vote: Members voting "Yes" were: Wood, Hart, Miller, Kinser, Cronin, Redifer, Tomlin, Rackas Pate, Modisett and Kirby.

Orange, Smith and Walton were absent.

In the matter of Consent Order File Number 2007-00375, Board v. Kent Hope, t/a Sterling Unlimited, the Board reviewed the Consent Order.

File Number
2007-00375
Kent Hope t/a
Sterling
Unlimited

Kent Hope, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260.B.31	\$350.00
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Board costs		\$150.00
Total		\$500.00
A member of Responsible management must successfully complete a Board-approved remedial class.		

Upon a motion by **Mr. Kirby** seconded by **Ms. Wood** the board ratified the consent order with an unanimous vote: Members voting "Yes" were: **Wood, Hart, Miller, Kinser, Cronin, Redifer, Tomlin, Rackas Pate, Modisett and Kirby.**

Orange, Smith and Walton were absent.

In the matter of Consent Order File Number 2007-00407, Board v. HMS Services Inc, the Board reviewed the Consent Order.

**File Number
2007-00407
HMS Services
Inc.**

HMS Services Inc, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-230.A	\$350.00
Count 2:	18 VAC 50-22-260.B.9	\$200.00
Board costs		\$150.00
Total		\$700.00
A member of responsible management must successfully complete a Board-approved remedial education class.		

Upon a motion by **Mr. Kirby** seconded by **Ms. Wood** the board ratified the consent order with an unanimous vote: Members voting "Yes" were: **Wood, Hart, Miller, Kinser, Cronin, Redifer, Tomlin, Rackas Pate, Modisett and Kirby.**

Orange, Smith and Walton were absent.

In the matter of Consent Order File Number 2007-00475, Board v. F & C Construction LLC the Board reviewed the Consent Order.

**File Number
2007-00475
F & C
Construction
LLC**

F & C Construction LLC, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260.B.9	\$450.00
Board costs		\$150.00
Total		\$600 00
A member of responsible management must successfully complete a		

Board-approved remedial education class.

Upon a motion by Mr. Kirby seconded by Ms. Wood the board ratified the consent order with an unanimous vote: Members voting "Yes" were: **Wood, Hart, Miller, Kinser, Cronin, Redifer, Tomlin, Rackas Pate, Modisett and Kirby.**

Orange, Smith and Walton were absent.

In the matter of Consent Order File Number 2007-00529, Board v. James Barden Enterprises, t/a Certa Propainters of Midlothian the Board reviewed the Consent Order.

**File Number
2007-00529
James Barden
Enterprises, t/a
Certa Pro
Painters of
Midlothian**

E J Mack Inc acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260.B.8	\$175.00
Count 2:	18 VAC 50-22-260.B.8	\$175.00
Count 3:	18 VAC 50-22-260.B.27	\$200.00
Count 4:	18 VAC 50-22-260.B.29	\$250.00
Board costs		\$150.00
Total		\$950.00
In addition, James Barden Enterprises agrees to terminate its license number 2705-082819 by completing a Certificate of License Termination form and submitting it to the Board within ninety (90) days of the effective date of this order.		

Upon a motion by Mr. Kirby seconded by Ms. Wood the board ratified the consent order with an unanimous vote: Members voting "Yes" were: **Wood, Hart, Miller, Kinser, Cronin, Redifer, Tomlin, Rackas Pate, Modisett and Kirby.**

Orange, Smith and Walton were absent.

In the matter of Consent Order File Number 2007-00541, Board v. Jasper N. Carter Sr. t/a J N Carter Sr. Contractor, the Board reviewed the Consent Order.

**File Number
2007-00541
Jasper N.
Carter Sr. t/a J
N Carter Sr.
Contractor**

Jasper N. Carter acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260.B.9	\$350.00
Board costs		\$150.00
Total		\$500.00

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A member of Responsible Management must successfully complete a Board-approved remedial education class.

Upon a motion by **Mr. Kirby** seconded by **Ms. Wood** the board ratified the consent order with an unanimous vote: Members voting "Yes" were: **Wood, Hart, Miller, Kinser, Cronin, Redifer, Tomlin, Rackas Pate, Modisett and Kirby.**

Orange, Smith and Walton were absent.

In the matter of Consent Order File Number 2007-00575, Board v. Atlantic Roofing & Construction LLC, the Board reviewed the Consent Order.

**File Number
2007-00575
Atlantic
Roofing &
Construction
LLC**

Atlantic Roofing & Construction LLC, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260.B.9	\$100.00
Count 2:	18 VAC 50-22-260.B.16	\$0
Count 3:	18 VAC 50-22-260.B.28	\$0
Board costs		\$150.00
Total		\$450.00

In addition, for violation of Counts 2 and 3, Atlantic Roofing & Construction LLC agrees to reimburse the Board for Contractors for payment from the recovery fund in accordance with File No. 2007-02105, within ninety (90) days of the effective date of this order. Failure to comply with this term will result in automatic revocation of license number 2705-102989.

A member of responsible management must successfully complete a Board-approved remedial education class within ninety (90) days of the effective date of this order.

Upon a motion by **Mr. Kirby** seconded by **Ms. Wood** the board ratified the consent order with an unanimous vote: Members voting "Yes" were: **Wood, Hart, Miller, Kinser, Cronin, Redifer, Tomlin, Rackas Pate, Modisett and Kirby.**

Orange, Smith and Walton were absent.

In the matter of Consent Order File Number 2007-00577, Board v. Daniel Dodson, t/a Daniel Dodson Custom Builder, the Board reviewed the Consent Order.

**File Number
2007-00577
Daniel Dodson,
t/a Daniel**

Daniel Dodson acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

**Dodson
Custom
Builder**

Count 1:	18 VAC 50-22-260.B.27	\$350.00
Count 2:	18 VAC 50-22-260.B.31	\$250.00
Board Costs:		\$150.00
Total		\$750.00
A member of Responsible Management must successfully complete a Board-approved remedial education class.		

Upon a motion by **Mr. Kirby** seconded by **Ms. Wood** the board ratified the consent order with an unanimous vote: Members voting "Yes" were: **Wood, Hart, Miller, Kinser, Cronin, Redifer, Tomlin, Rackas Pate, Modisett and Kirby.**

Orange, Smith and Walton were absent.

In the matter of Consent Order File Number 2007-00699, Board v. Kitsch Incorporated, the Board reviewed the Consent Order.

**File Number
2007-00699
Kastech
Incorporated**

Kastech Incorporated acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260.B.15	\$00.00
Count 2:	18 VAC 50-22-260.B.16	\$00.00
Count 3:	18 VAC 50-22-260.B.31	\$00.00
Count 4:	18 VAC 50-22-260.B.6	\$00.00
Board costs		\$150.00
Total		\$150.00
In addition, for violation, Kastech Incorporated agrees to revocation of its license number 2705-102882.		

Upon a motion by **Mr. Kirby** seconded by **Ms. Wood** the board ratified the consent order with an unanimous vote: Members voting "Yes" were: **Wood, Hart, Miller, Kinser, Cronin, Redifer, Tomlin, Rackas Pate, Modisett and Kirby.**

Orange, Smith and Walton were absent.

In the matter of Consent Order File Number 2007-00767, Board v. Green Appeal Landscape Design & Contracting Inc, the Board reviewed the Consent Order.

**File Number
2007-00767
Green Appeal**

**Landscape
Design &
Contracting Inc**

Green Appeal Landscape Design & Contracting Inc. acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260.B.9	\$250.00
Count 2:	18 VAC 50-22-260.B.6	\$300.00
Count 3:	18 VAC 50-22-260.B.27	\$325.00
Count 4:	18 VAC 50-22-260.B.27	\$325.00
Board costs		\$150.00
Total		\$1350.00
A member of Responsible management must successfully complete a Board-approved remedial education class.		

Upon a motion by Mr. Kirby seconded by Ms. Wood the board ratified the consent order with an unanimous vote: Members voting "Yes" were: **Wood, Hart, Miller, Kinser, Cronin, Redifer, Tomlin, Rackas Pate, Modisett and Kirby.**

Orange, Smith and Walton were absent.

In the matter of Consent Order File Number 2007-00823, Board v. Nettie Exhem & Lorraine Scott t/a Arch Creek Estates, the Board reviewed the Consent Order.

**File Number
2007-00823
Nettie Exhem
& Lorraine
Scott t/a Arch
Creek Estates**

Nettie Exhem & Lorraine Scott acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260.B.1	\$1000.00
Board costs		\$150.00
Total		\$1150.00
A member of Responsible management must successfully complete a Board-approved remedial education class.		

Upon a motion by Mr. Kirby seconded by Ms. Wood the board ratified the consent order with an unanimous vote: Members voting "Yes" were: **Wood, Hart, Miller, Kinser, Cronin, Redifer, Tomlin, Rackas Pate, Modisett and Kirby.**

Orange, Smith and Walton were absent.

In the matter of Consent Order File Number 2007-01022, Board v.

File Number

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Dale R. Mitter, t/a Dale Mitter and Company, the Board reviewed the Consent Order.

2007-01022

**Dale R. Mitter
t/a Dale Mitter
and Company**

Dale R Mitter acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260.B.27	\$650.00
Count 2:	18 VAC 50-22-260.B.6	\$500.00
Board costs		\$150.00
Total		\$1300.00
A member of Responsible management must successfully complete a Board-approved remedial education class.		

Upon a motion by Mr. Kirby seconded by Ms. Wood the board ratified the consent order with an unanimous vote: Members voting "Yes" were: Wood, Hart, Miller, Kinser, Cronin, Redifer, Tomlin, Rackas Pate, Modisett and Kirby.

Orange, Smith and Walton were absent.

In the matter of Consent Order File Number 2007-01157, Board v. Covenant Home Improvements Inc, t/a Covenant Home Improvements Inc., the Board reviewed the Consent Order.

File Number

2007-01157

Convenant

Home

Improvements

Inc., t/a

Covenant

Home

Improvements

Inc.

Dale R Mitter acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260.B.9	\$400.00
Count 2:	18 VAC 50-22-260.B.27	\$0
Count 3:	18 VAC 50-22-260.B.27	\$850.00
Count 4:	18 VAC 50-22-260.B.31	\$400.00
Board costs		\$150.00
Total		\$1800.00
A member of Responsible management must successfully complete a Board-approved remedial education class.		

Upon a motion by Mr. Kirby seconded by Ms. Wood the board ratified the consent order with an unanimous vote: Members voting "Yes" were: Wood, Hart, Miller, Kinser, Cronin, Redifer, Tomlin, Rackas Pate, Modisett and Kirby.

Orange, Smith and Walton were absent.

In the matter of Consent Order File Number 2007-01182, Board v. Hartman Services Inc., the Board reviewed the Consent Order.

**File Number
2007-01182
Hartman
Services Inc**

Hartman Services Inc acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260.B.9	\$300.00
Count 2:	18 VAC 50-22-230.A	\$50.00
Count 3:	18 VAC 50-22-260.B.27	\$350.00
Count 4:	18 VAC 50-22-260.B.31	\$3500.00
Board costs		\$150.00
Total		\$1200.00
A member of Responsible management must successfully complete a Board-approved remedial education class.		

Upon a motion by **Mr. Kirby** seconded by **Ms. Wood** the board ratified the consent order with an unanimous vote: Members voting "Yes" were: **Wood, Hart, Miller, Kinser, Cronin, Redifer, Tomlin, Rackas Pate, Modisett and Kirby.**

Orange, Smith and Walton were absent.

In the matter of Consent Order File Number 2007-01240, Board v. Mitchell Homes Inc, the Board reviewed the Consent Order.

**File Number
2007-01240
Mitchell Homes
Inc.**

Mitchell Homes Inc acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260.B.6	\$600.00
Board costs		\$150.00
Total		\$750.00
A member of Responsible management must successfully complete a Board-approved remedial education class.		

Upon a motion by **Mr. Kirby** seconded by **Ms. Wood** the board ratified the consent order with an unanimous vote: Members voting "Yes" were: **Wood, Hart, Miller, Kinser, Cronin, Redifer, Tomlin, Rackas Pate, Modisett and Kirby.**

Orange, Smith and Walton were absent.

In the matter of Consent Order File Number 2007-01252, Board v. Kastech Incorporated, t/a Kastech Construction and Ventilator Specialist Co., the Board reviewed the Consent Order.

Covenant Home Improvements Inc acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260.B.15	\$0
Count 2:	18 VAC 50-22-260.B.16	\$0
Count 3:	18 VAC 50-22-260.B.31	\$0
Count 4:	18 VAC 50-22-260.B.6	\$0
Count 5:	18 VAC 50-22-260.B.13	\$0
Board costs		\$150.00
Total		\$150.00
In addition for violation, Kastech Incorporated agrees to revocation of its license number 2705-092818.		

Upon a motion by Mr. Kirby seconded by Ms. Wood the board ratified the consent order with an unanimous vote: Members voting "Yes" were: Wood, Hart, Miller, Kinser, Cronin, Redifer, Tomlin, Rackas Pate, Modisett and Kirby.

Orange, Smith and Walton were absent.

In the matter of Consent Order File Number 2007-01302, Board v. David Willoughby, t/a D Willoughby Roofing & Construction the Board reviewed the Consent Order.

David Willoughby acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260.B.9	\$50.00
Count 2:	18 VAC 50-22-260.B.6	\$350.00
Count 3:	18 VAC 50-22-260.B.27	\$300.00
Board costs		\$150.00
Total		\$850.00
A member of Responsible management must successfully complete a Board-approved remedial education class.		

Upon a motion by Mr. Kirby seconded by Ms. Wood the board ratified

**File Number
2007-01252
Kastech
Incorporated,
t/a Kastech
Construction
and Ventilator
Specialist**

**File Number
2007-01302
David
Willoughby, t/a
D Willoughby
Roofing &
Construction**

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the consent order with an unanimous vote: Members voting "Yes" were: **Wood, Hart, Miller, Kinser, Cronin, Redifer, Tomlin, Rackas Pate, Modisett and Kirby.**

Orange, Smith and Walton were absent.

In the matter of Consent Order File Number 2007-01317, Board v. Integrity Plumbing and Cooling Inc the Board reviewed the Consent Order.

**File Number
2007-01317
Integrity
Plumbing and
Cooling Inc.**

Integrity Plumbing and Cooling Inc acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260.B.6 (began work before obtaining mechanical license)	\$100.00
Count 2:	18 VAC 50-22- 260.B.6(failing to obtain plumbing permit)	\$200.00
Board costs		\$150.00
Total		\$450.00
A member of Responsible management must successfully complete a Board-approved remedial education class.		

Upon a motion by **Mr. Kirby** seconded by **Ms. Wood** the board ratified the consent order with an unanimous vote: Members voting "Yes" were: **Wood, Hart, Miller, Kinser, Cronin, Redifer, Tomlin, Rackas Pate, Modisett and Kirby.**

Orange, Smith and Walton were absent.

In the matter of Consent Order File Number 2007-01421, Board v. Ideal Custom Structures Inc, the Board reviewed the Consent Order.

**File Number
2007-01421
Ideal Custom
Structures Inc.**

Ideal Custom Structures Inc acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260.B.27	\$350.00
Board costs		\$150.00
Total		\$500.00

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A member of Responsible management must successfully complete a Board-approved remedial education class.

Upon a motion by **Mr. Kirby** seconded by **Ms. Wood** the board ratified the consent order with an unanimous vote: Members voting "Yes" were: **Wood, Hart, Miller, Kinser, Cronin, Redifer, Tomlin, Rackas Pate, Modisett and Kirby.**

Orange, Smith and Walton were absent.

In the matter of Consent Order File Number 2007-02126, Board v. Kevin S. Shepherd, t/a Kevin's Custom Painting, the Board reviewed the Consent Order.

**File Number
2007-02126
Kevin S.
Shepherd, t/a
Kevin's
Custom
Painting**

Kevin S. Shepherd acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260.B.31	\$300.00
Board costs		\$150.00
Total		\$450.00
A member of Responsible management must successfully complete a Board-approved remedial education class.		

Upon a motion by **Mr. Kirby** seconded by **Ms. Wood** the board ratified the consent order with an unanimous vote: Members voting "Yes" were: **Wood, Hart, Miller, Kinser, Cronin, Redifer, Tomlin, Rackas Pate, Modisett and Kirby.**

Orange, Smith and Walton were absent.

In the matter of Consent Order File Number 2007-02240, Board v. Gregory W. Woodard, t/a Common Sense Approach to Construction & Design, the Board reviewed the Consent Order.

**File Number
2007-02240
Gregory W.
Woodard, t/a
Common Sense
Approach to
Construction &
Design**

Gregory W. Woodard acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260.B.9	\$350.00
Board costs		\$150.00
Total		\$500.00
A member of Responsible management must successfully complete a		

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Board-approved remedial education class.
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Upon a motion by **Mr. Kirby** seconded by **Ms. Wood** the board ratified the consent order with an unanimous vote: Members voting "Yes" were: **Wood, Hart, Miller, Kinser, Cronin, Redifer, Tomlin, Rackas Pate, Modisett and Kirby.**

Orange, Smith and Walton were absent.

In the matter of Consent Order File Number 2007-02414, Board v. Jerry M. Harris Jr. t/a J & J Metal Roofing and Repairs the Board reviewed the Consent Order.

File Number
2007-02414

**Jerry M.
Harris Jr., t/a J
&J Metal
Roofing and
Repairs**

Jerry M. Harris acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260.B.8	\$350.00
Count 2:	18 VAC 50-22-230.A	\$200.00
Board costs		\$150.00
Total		\$700.00
A member of Responsible management must successfully complete a Board-approved remedial education class.		

Upon a motion by **Mr. Kirby** seconded by **Ms. Wood** the board ratified the consent order with an unanimous vote: Members voting "Yes" were: **Wood, Hart, Miller, Kinser, Cronin, Redifer, Tomlin, Rackas Pate, Modisett and Kirby.**

Orange, Smith and Walton were absent.

In the matter of Consent Order File Number 2007-02723, Board v. Anthony Tucker, t/a Tucker Woodworks, the Board reviewed the Consent Order.

File Number
2007-02723

**Anthony
Tucker**

Anthony Tucker acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260.B.15	\$1000.00
Count 2:	18 VAC 50-22-260.B.15	\$1000.00
Count 3:	18 VAC 50-22-260.B.27	\$500.00
Count 4:	18 VAC 50-22-260.B.9	\$500.00

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Count 5:	18 VAC 50-22-260.B.9	\$600.00
Board costs		\$150.00
Total		\$3750.00
A member of Responsible management must successfully complete a Board-approved remedial education class.		

Upon a motion by **Mr. Kirby** seconded by **Ms. Wood** the board ratified the consent order with an unanimous vote: Members voting "Yes" were: **Wood, Hart, Miller, Kinser, Cronin, Redifer, Tomlin, Rackas Pate, Modisett and Kirby.**

Orange, Smith and Walton were absent.

In the matter of Consent Order File Number 2007-02778, Board v. C & R Unlimited LLC, the Board reviewed the Consent Order.

**File Number
2007-02778
C & R
Unlimited**

C & R Unlimited LLC acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260.B.27	\$1500.00
Board costs		\$150.00
Total		\$1650.00
A member of Responsible management must successfully complete a Board-approved remedial education class.		

Upon a motion by **Mr. Kirby** seconded by **Ms. Wood** the board ratified the consent order with an unanimous vote: Members voting "Yes" were: **Wood, Hart, Miller, Kinser, Cronin, Redifer, Tomlin, Rackas Pate, Modisett and Kirby.**

Orange, Smith and Walton were absent.

In the matter of Consent Order File Number 2007-02890, Board v. Clear View Windows Inc, t/a Clear View Windows Inc., the Board reviewed the Consent Order.

**File Number
2007-02890
Clear View
Windows Inc.,
t/a Clear View
Windows Inc.**

Clear View Windows Inc acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	54.1-1110 of the Code of Virginia	\$500.00
----------	-----------------------------------	----------

Board for Contractors Meeting Minutes

June 5, 2007

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Board costs		\$150.00
Total		\$650.00
<p>Additionally, Clear View Windows Inc. agrees to revocation of its license number 2705-091126 for failing to satisfy the monetary penalties imposed against William G. Leslie, Jr., t/a B. Leslie Construction ("Leslie"), in Final Order numbers 2003-03062 (\$4,600.00), 2004-00233 (\$4,100.00) and 2004 (\$2, 100.00), totaling \$10, 800.00.</p> <p>If the monetary penalties referenced above are paid within ninety days of acceptance of this Consent Order by the Board, the \$500.00 monetary penalty and license revocation will be waived. If Leslie fails to satisfy all outstanding monetary penalties within the time specified, Clear View Windows Ink's license will be revoked.</p> <p>A member of Responsible management must successfully complete a Board-approved remedial education class.</p>		

Upon a motion by Mr. Kirby seconded by Ms. Wood the board ratified the consent order with an unanimous vote: Members voting "Yes" were: Wood, Hart, Miller, Kinser, Cronin, Redifer, Tomlin, Rackas Pate, Modisett and Kirby.

Orange, Smith and Walton were absent.

In the matter of Consent Order File Number 2007-02892, Board v. Kenner Company LLC the Board reviewed the Consent Order.

File Number
2007-02892

Kenna
Company LLC

Kenna Company LLC acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260.B.9	\$250.00
Count 2:	18 VAC 50-22-260.B.27	\$0
Board costs		\$150.00
Total		\$400.00
<p>In addition, for violation of Count 2, Kenna Company LLC agrees to report a change in designated employee, removing William G. Leslie, Jr. as designated employee, within thirty (30) days of the effective date of this order.</p> <p>Also, for violation of Count 2, Kenna Company LLC agrees to report a change in the responsible management, removing William G. Leslie, Jr. within thirty (30) days of the effective date of this order.</p>		

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A member of Responsible management must successfully complete a Board-approved remedial education class.

Upon a motion by **Mr. Kirby** seconded by **Ms. Wood** the board ratified the consent order with an unanimous vote: Members voting "Yes" were: **Wood, Hart, Miller, Kinser, Cronin, Redifer, Tomlin, Rackas Pate, Modisett and Kirby.**

Orange, Smith and Walton were absent.

In the matter of Consent Order File Number 2007-02894, Board v. Cole Construction LLC the Board reviewed the Consent Order.

File Number
2007-02894
Cole
Construction
LLC

Cole Construction LLC acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260.B.2	\$0
Board costs		\$150.00
Total		\$150.00

In addition, Cole Construction LLC agrees to provide a "Review" of the corporation's financial assets within six months from the date of this order. The Review must be performed by a C.P.A.

Further, an "Audit" of the corporation's financial assets will be due March 30, 2008, one month prior to the initial expiration date of the license. The Audit must be performed by a C.P.A. If the licensee fails to show that they have met the Board's financial requirements for maintaining a Class A contractor's license, then the Board may deny renewal of the license.

A member of Responsible management must successfully complete a Board-approved remedial education class.

Upon a motion by **Mr. Kirby** seconded by **Ms. Wood** the board ratified the consent order with an unanimous vote: Members voting "Yes" were: **Wood, Hart, Miller, Kinser, Cronin, Redifer, Tomlin, Rackas Pate, Modisett and Kirby.**

Orange, Smith and Walton were absent.

In the matter of Consent Order File Number 2007-03091, Board v. ADT Security Services Inc. the Board reviewed the Consent Order.

File Number
2007-03091

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**ADT Security
Services Inc.**

ADT Security Services Inc. acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260.B.6	\$350.00
Board costs		\$150.00
Total		\$500.00
A member of Responsible management must successfully complete a Board-approved remedial education class.		

Upon a motion by **Mr. Kirby** seconded by **Ms. Wood** the board ratified the consent order with an unanimous vote: Members voting "Yes" were: **Wood, Hart, Miller, Kinser, Cronin, Redifer, Tomlin, Rackas Pate, Modisett and Kirby.**

Orange, Smith and Walton were absent.

In the matter of Consent Order File Number 2007-03664, Board v. C & K Homes Inc, the Board reviewed the Consent Order.

File Number
2007-03664
C & K Homes
Inc

C & K Homes Inc acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260.B.6	\$1000.00
Count 2:	18 VAC 50-22-260.B.6	\$1000.00
Board costs		\$150.00
Total		\$2150.00
A member of Responsible management must successfully complete a Board-approved remedial education class.		

Upon a motion by **Mr. Kirby** seconded by **Ms. Wood** the board ratified the consent order with an unanimous vote: Members voting "Yes" were: **Wood, Hart, Miller, Kinser, Cronin, Redifer, Tomlin, Rackas Pate, Modisett and Kirby.**

Orange, Smith and Walton were absent.

Eric Olson presented to the Board the Committee Report from the Board for Contractors Committee meeting held June 4, 2007. The following were reviewed and discussed by the Board:

Other Board
Business

Committee
Report

A. Twelve proposed education providers and course. After discussion, a motion was made by **Mr. Kirby** and seconded by **Mr. Redifer** to

approve the twelve education providers and course. The motion passed by unanimous vote. Members voting "Yes" were: **Cronin, Hart, Kinser, Kirby, Miller, Modisett, Rackas Pate, Redifer, and Wood.**

Ms. Tomlin was not present and did not vote.

Orange, Smith and Walton were absent.

B. The board reviewed HB 3162, amending the statutes governing the certification of elevator mechanics. This amendment, among other things, gives the board the authority to, under certain circumstances, issue temporary certifications. Several members of the IUEC (elevator union) were present to address the board regarding the changes to the law and possible upcoming circumstances. **After discussion, a motion was made by Mr. Kirby and seconded by Mr. Redifer** to adopt the policy recommended by the Committee which requires licensed elevator contractors that want the board to consider issuing temporary certifications to address industry personnel shortages, submit supporting documentation to the board and the applications of all individuals that they want the board to consider as temporary mechanics. The motion passed by unanimous vote. Members voting "Yes" were: **Cronin, Hart, Kinser, Kirby, Miller, Modisett, Rackas Pate, Redifer, and Wood.**

Ms. Tomlin was not present and did not vote.

Orange, Smith and Walton were absent.

C. Public comment that was reviewed by the Committee for proposed changes to the current application for a license regarding requiring the signatures of all Designated Employees (DE) and Qualified Individuals (QI) and a policy to send a mailing to all DEs and QIs, on an annual basis, to see if they are still employed with the licensee were discussed by the Board. Upon a motion by Mr. Kirby and seconded by Mr. Redifer no changes would made to the current application. The motion passed by unanimous vote. Members voting "Yes" were: **Cronin, Hart, Kinser, Kirby, Miller, Modisett, Rackas Pate, Redifer, and Wood.**

Ms. Tomlin was not present and did not vote.

Orange, Smith and Walton were absent.

D. The Committee reviewed comments received during the public hearings and the public comment period and recommended that no changes to the proposed regulations be made. After discussion, a motion was made by **Mr. Kirby and seconded by Mr. Redifer** to adopt the final regulation with no amendments. The motion passed by unanimous vote.

Members voting "Yes" were: **Cronin, Hart, Kinser, Kirby, Miller, Modisett, Rackas Pate, Redifer, and Wood.**

Ms. Tomlin was not present and did not vote.

Orange, Smith and Walton were absent.

F. The committee reviewed the request of Mike Schnitzer that he be granted a Class A license without meeting the current eligibility requirements as he is currently licensed in West Virginia. Mr. Schnitzer cited 18 VAC 50-22-70 regarding the issuance of licenses in accordance with the terms of an agreement of reciprocity as the basis for his request, along with a list of his experience, exam history and other pertinent information. The Committee recommends that Mr. Schnitzer's request be denied, that he complete the examination and that he meet all other eligibility requirements. Additionally the Committee requests that staff continue to explore agreements of reciprocity with other states. After discussion, a motion was made by **Mr. Kirby** and seconded by **Mr. Redifer** to reject Mike Schnitzer's request. The motion passed by unanimous vote. Members voting "Yes" were: **Cronin, Hart, Kinser, Kirby, Miller, Modisett, Rackas Pate, Redifer, and Wood.**

Ms. Tomlin was not present and did not vote.

Orange, Smith and Walton were absent.

G. After discussion with board staff and members of CID, the Committee recommends that the following policy be adopted by the Board and that this language be used on correspondence with certain complainants notifying them that their cases have been closed:

"In order to more efficiently utilize agency and board resources, any pending or future complaints received on licensees whose license has been revoked shall be closed administratively."

After discussion, a motion was made by **Mr. Redifer** and seconded by **Mr. Kirby** to adopt this language. The motion passed by unanimous vote. Members voting "Yes" were: **Cronin, Hart, Kinser, Kirby, Miller, Modisett, Rackas Pate, Redifer, and Wood.**

Ms. Tomlin was not present and did not vote.

Orange, Smith and Walton were absent.

H. Mr. Redifer brought the board up to date regarding the rejection of proposed language that would have been added to the next edition of the

building code requiring residential fire sprinkler systems.

Eric Olson also presented to the Board and CID the adoption of a policy to administratively close cases received against a licensee whose license has already been revoked in order to help with the efficient processing of complaints and to eliminate duplicative investigative work in certain instances. After discussion, a motion was made by Mr. Kirby and seconded by Mr. Redifer to adopt this new policy. The motion passed by unanimous vote. Members voting "Yes" were: Cronin, Hart, Kinser, Kirby, Miller, Modisett, Rackas Pate, Redifer, and Wood.

Ms. Tomlin was not present and did not vote.

Orange, Smith and Walton were absent.

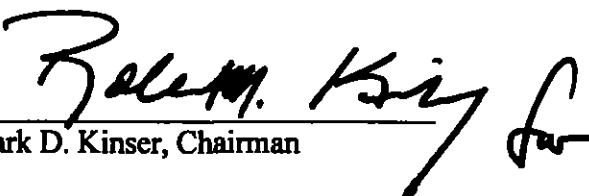
Eric Olson discussed the new revised 2007 Board meeting and Committee meeting schedule. He reminded them of the next meeting date is July 24th, 2007. The Committee will be meeting the day before the Board meeting on September 10, 2007 at 4:00 pm with the Board meeting being September 11, 2007. He also reminded the Board we will be moving in August 2007. The meeting will take place at our Perimeter Center location which is physically located at: 9960 Mayland Drive, Richmond, VA 23233.

New Business

Their being no further business to come before the board, the meeting was adjourned at 1:45 P.M. upon a motion by Ms. Wood and seconded by Mr. Hart. The vote was unanimous. Members voting yes were: Wood, Hart, Miller, Kinser, Redifer, Cronin, Rackas Pate, Modisett and Kirby.

Adjournment


Smith, Tomlin, Walton and Orange were absent.


Mark D. Kinser, Chairman

Board for Contractors Meeting Minutes

June 5, 2007

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Jay W. DeBoer, Secretary

Copy teste:

Custodian of the Record

**STATE AND LOCAL GOVERNMENT
CONFLICT OF INTERESTS ACT**

**TRANSACTIONAL DISCLOSURE STATEMENT
for Officers and Employees of State Government**

1. Name: Mark Cronin
(Name of Board Member)
2. Title: Board Member
3. Agency: Board for Contractors Board Meeting
(Name of Board)
4. Meeting/IFF Date: June 5, 2007
(Date)

5. I have a personal interest in the following transaction:

(Agenda Item)

Nature of Personal Interest Affected by Transaction: _____

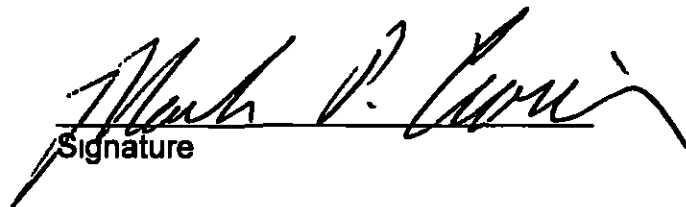
I declare that I am a member of the following business, profession, occupation or group, the members of which are affected by the transaction:

☒ I am able to participate in this transaction fairly, objectively, and in the public interest.

or

☐ I did not participate in the transaction.

6. ☒ I do not have a personal interest in any transactions taken at this meeting


Signature

6-5-07
Date

**STATE AND LOCAL GOVERNMENT
CONFLICT OF INTERESTS ACT**

**TRANSACTIONAL DISCLOSURE STATEMENT
for Officers and Employees of State Government**

1. Name: Kenneth Hart
(Name of Board Member)
2. Title: Board Member
3. Agency: Board for Contractors Board Meeting
(Name of Board)
4. Meeting/IFF Date: June 5, 2007
(Date)

5. I have a personal interest in the following transaction:

(Agenda Item)

Nature of Personal Interest Affected by Transaction: _____

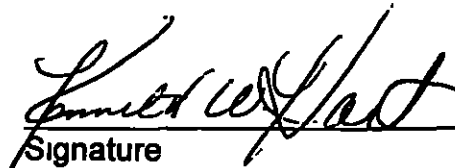
I declare that I am a member of the following business, profession, occupation or group, the members of which are affected by the transaction:

☒ I am able to participate in this transaction fairly, objectively, and in the public interest.

or

☐ I did not participate in the transaction.

6. ☐ I do not have a personal interest in any transactions taken at this meeting


Signature

6-5-07
Date

**STATE AND LOCAL GOVERNMENT
CONFLICT OF INTERESTS ACT**

**TRANSACTIONAL DISCLOSURE STATEMENT
for Officers and Employees of State Government**

1. Name: Mark Kinser
(Name of Board Member)
2. Title: Board Member
3. Agency: Board for Contractors Board Meeting
(Name of Board)
- 4 Meeting/IFF Date: June 5, 2007
(Date)

5. I have a personal interest in the following transaction:

(Agenda Item)

Nature of Personal Interest Affected by Transaction: _____


I declare that I am a member of the following business, profession, occupation or group, the members of which are affected by the transaction:

☒ I am able to participate in this transaction fairly, objectively, and in the public interest.

or

☐ I did not participate in the transaction.

6. ☒ I do not have a personal interest in any transactions taken at this meeting.


Signature

6/5/07
Date

**STATE AND LOCAL GOVERNMENT
CONFLICT OF INTERESTS ACT**

**TRANSACTIONAL DISCLOSURE STATEMENT
for Officers and Employees of State Government**

1. Name: Robert Kirby
(Name of Board Member)
2. Title: Board Member
3. Agency: Board for Contractors Board Meeting
(Name of Board)
4. Meeting/IFF Date: June 5, 2007
(Date)

5. I have a personal interest in the following transaction.

(Agenda Item)

Nature of Personal Interest Affected by Transaction: _____

I declare that I am a member of the following business, profession, occupation or group, the members of which are affected by the transaction:

PBS-DEKORUM, INC. KIRBY & KIRBY ASSOC. AGC OF VA, BUILDERS EXCHANGE
PMIAF VA

☐ I am able to participate in this transaction fairly, objectively, and in the public interest.

or

☐ I did not participate in the transaction.

6. ☒ I do not have a personal interest in any transactions taken at this meeting.

Robert Kirby
Signature

6-4-07
Date

**STATE AND LOCAL GOVERNMENT
CONFLICT OF INTERESTS ACT**

**TRANSACTIONAL DISCLOSURE STATEMENT
for Officers and Employees of State Government**

1. Name: Jack Miller
(Name of Board Member)
2. Title: Board Member
3. Agency: Board for Contractors Board Meeting
(Name of Board)
4. Meeting/IFF Date: June 5, 2007
(Date)

5. I have a personal interest in the following transaction:

(Agenda Item)

Nature of Personal Interest Affected by Transaction: _____


I declare that I am a member of the following business, profession, occupation or group, the members of which are affected by the transaction:

☒ I am able to participate in this transaction fairly, objectively, and in the public interest.

or

☐ I did not participate in the transaction

6. ☐ I do not have a personal interest in any transactions taken at this meeting.


Signature

6-5-07
Date

**STATE AND LOCAL GOVERNMENT
CONFLICT OF INTERESTS ACT**

**TRANSACTIONAL DISCLOSURE STATEMENT
for Officers and Employees of State Government**

1. Name: Jeffrey Modisett
(Name of Board Member)
2. Title Board Member
3. Agency: Board for Contractors Board Meeting
(Name of Board)
4. Meeting/IFF Date: June 5, 2007
(Date)

5. I have a personal interest in the following transaction:

None
(Agenda Item)

Nature of Personal Interest Affected by Transaction. None

I declare that I am a member of the following business, profession, occupation or group, the members of which are affected by the transaction:

Associated General Contractors of Va.; Conger & Moncure & Dunn, Inc.

☒ I am able to participate in this transaction fairly, objectively, and in the public interest.

or

☐ I did not participate in the transaction.

6. ☐ I do not have a personal interest in any transactions taken at this meeting.

Jeffrey A. Modisett
Signature

June 5, '07
Date

**STATE AND LOCAL GOVERNMENT
CONFLICT OF INTERESTS ACT**

**TRANSACTIONAL DISCLOSURE STATEMENT
for Officers and Employees of State Government**

1. Name. Ann Rackas Pate
(Name of Board Member)
2. Title. Board Member
3. Agency. Board for Contractors Board Meeting
(Name of Board)
4. Meeting/IFF Date: June 5, 2007
(Date)

5. I have a personal interest in the following transaction:

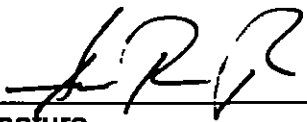
(Agenda Item)

Nature of Personal Interest Affected by Transaction: _____

I declare that I am a member of the following business, profession, occupation or group, the members of which are affected by the transaction:

- ☐ I am able to participate in this transaction fairly, objectively, and in the public interest
or
☐ I did not participate in the transaction.

6. ☒ I do not have a personal interest in any transactions taken at this meeting.


Signature

6.5.07
Date

**STATE AND LOCAL GOVERNMENT
CONFLICT OF INTERESTS ACT**

**TRANSACTIONAL DISCLOSURE STATEMENT
for Officers and Employees of State Government**

1. Name: Michael Redifer
(Name of Board Member)
2. Title: Board Member
3. Agency: Board for Contractors Board Meeting
(Name of Board)
4. Meeting/IFF Date: June 5, 2007
(Date)

5. I have a personal interest in the following transaction:

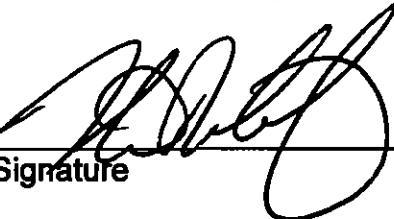
(Agenda Item)

Nature of Personal Interest Affected by Transaction: _____

I declare that I am a member of the following business, profession, occupation or group, the members of which are affected by the transaction:

UBCOA UPMSA LLC IAEI NFPA

- ☒ I am able to participate in this transaction fairly, objectively, and in the public interest
or
☐ I did not participate in the transaction.
6. ☐ I do not have a personal interest in any transactions taken at this meeting.



Signature

6-5-07

Date

**STATE AND LOCAL GOVERNMENT
CONFLICT OF INTERESTS ACT**

**TRANSACTIONAL DISCLOSURE STATEMENT
for Officers and Employees of State Government**

1. Name: Deborah Lynn Tomlin
(Name of Board Member)
2. Title: Board Member
3. Agency: Board for Contractors Board Meeting
(Name of Board)
4. Meeting/IFF Date: June 5, 2007
(Date)

5. I have a personal interest in the following transaction.

(Agenda Item)

Nature of Personal Interest Affected by Transaction: _____

I declare that I am a member of the following business, profession, occupation or group, the members of which are affected by the transaction:

☐ I am able to participate in this transaction fairly, objectively, and in the public interest

or

☐ I did not participate in the transaction.

6. ☒ I do not have a personal interest in any transactions taken at this meeting

Deborah Lynn Tomlin
Signature

6/5/07
Date

**STATE AND LOCAL GOVERNMENT
CONFLICT OF INTERESTS ACT**

**TRANSACTIONAL DISCLOSURE STATEMENT
for Officers and Employees of State Government**

1. Name: Dorothy Wood
(Name of Board Member)
2. Title: Board Member
3. Agency: Board for Contractors Board Meeting
(Name of Board)
4. Meeting/IFF Date: June 5, 2007
(Date)

5. I have a personal interest in the following transaction:

(Agenda Item)

Nature of Personal Interest Affected by Transaction: _____

I declare that I am a member of the following business, profession, occupation or group, the members of which are affected by the transaction:

☒ I am able to participate in this transaction fairly, objectively, and in the public interest.

or

☐ I did not participate in the transaction.

- 6 ☒ I do not have a personal interest in any transactions taken at this meeting.


Signature

6-05-07
Date